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THE COLONIAL RECORDS

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VOLUME XIX.

PART II.

STATUTES, COLONIAL AND REVOLUTIONARY
1774 TO 1805.

COMPILED AND PUBLISHED UNDER AUTHORITY
OF

THE LEGISLATURE

BY

ALLEN D. CANDLER, A. M., LL. D.

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1911.

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AN ACT

For Granting to his Majesty the sum of Eight Hundred pounds and to Appoint and empower Commissioners to Stamp Imprint Sign and Issue Certificates to the said Amount and for sinking the same

Title

Preamble

WHEREAS it has been represented by His Excellency the Governor that many Murders and depredations have not long since been Committed on the persons and Property of Several of His Majesty's Subjects lately residing on the Frontier of this Province by some parties of Creek Indians And Whereas for the better Securing and defending the said Frontiers as well as the rest of the Province in General the Commons House of Assembly in General Assembly met did resolve to provide two Several Sums to be Granted to his Majesty, that is to say, A Sum not exceeding Five hundred pounds Sterling to be applied towards the payment of such part of the Militia as may be employed on actual Service the expence of Expresses and such other Exigencies of Government as shall be absolutely necessary in the present Situation of affairs, And Also a Sum not exceeding Three hundred pounds to be applied by his Excellency the Governor for the better Security and defence of the Lands lately ceded to his Majesty Conditionally that his Excellency will cause the

same

342464

same to be refunded to the Public out of The first Monies arising hereafter from the intended sale of Those Lands amounting together to a Sum not exceeding Eight hundred pounds

AND WHEREAS there is an immediate necessity to furnish the Public Treasurer with the said Sum of Eight hundred pounds in order that the same may be Occasionally applied to such purposes as were intended by the said Resolutions of the Commons House of Assembly as aforesaid We therefore pray your most Sacred Majesty that it may be Enacted And be

Enacted

it Enacted by His Excellency Sir James Wright Baronet Captain General and Governor in Chief over his Majestys Province of Georgia by and with the Advice and Consent of the Honorable

That the sum of £800 be granted to his Majesty

Council and Commons House of Assembly in General Assembly met and by the Authority of the same, that the said sum of Eight hundred pounds be granted to his Majesty and raised in the manner herein after mentioned

AND BE IT FURTHER ENACTED by the

Commissioners to issue Certificates for the said sum

Authority aforesaid that it shall and may be lawful to and for the Commissioners herein after appointed and they are hereby Authorized and Required Immediately from and after the passing of this Act to Stamp Imprint Sign and Issue the said Sum of Eight hundred pounds in Certificates of the following respective Value and Denominations that is to say Six hundred Certificates of Ten Shillings each One thousand

two

two hundred Certificates of Five Shillings each Eight hundred Certificates of Two Shillings and Sixpence each Five hundred Certificates of Two Shillings each and One thousand Certificates of One Shilling each which said Certificates according to their Respective Value and denomination shall be of the Tenor and of the Words or Figures following and have such devise as the said Commissioners or the Major part of them shall think proper To Wit N° This Certificate of Sterling due from his Majesty's Province of Georgia for the Purposes mentioned in an Act intitled "An Act for granting to his Majesty the Sum of Eight hundred pounds and to appoint and empower Commissioners to Stamp Imprint," sign and Issue Certificates to the said Amount and for Sinking the same shall pass Current and be taken in all payments made to the Public Treasurer until the Thirty first day of December One thousand Seven hundred and Seventy Seven and no Longer

Form of the Certificate

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Honorable Noble Jones Esquire, Thomas Shruder, James Houstoun, Thomas Netherclift, Nathaniel Hall and John Jamieson Esquires shall be and they are hereby nominated and appointed Commissioners for Stamping imprinting signing and issuing the said Certificates as aforesaid

Commissioners named

AND BE IT FURTHER ENACTED that the said Commissioners shall pay into the Hands of

who are to pay in the Certificates to the Treasr

how such are to be disposed off

of the said Public Treasurer the said sum of Eight hundred pounds in the said Certificates And the said Public Treasurer is hereby required to apply the sum so to be paid in towards the payment of such part of the Militia as may be employed on actual service the expence of Expresses and such other exigencies of Government as shall appear necessary to his Excellency the Governor by and with the advice of his Majesty's Council in the present Situation of affairs agreeable To the true intent and meaning of this Act and not otherwise

And how Sunk

AND BE IT FURTHER ENACTED by the Authority aforesaid that the said Certificates shall be Sunk and paid off at the times and in the manner following that is to say Two Hundred pounds part of the said Eight hundred pounds shall be provided by the General Tax of this Province for the year One thousand Seven hundred and Seventy five. Three hundred pounds part of the said sum of Eight hundred pounds by the said Tax for the year One thousand Seven hundred and Seventy Six and the Remaining sum of Three hundred pounds part of the said Eight hundred pounds by the said Tax for the year One thousand Seven hundred and Seventy Seven provided that the said last mentioned Sum of Three hundred pounds shall not be repaid to the Public of this Province out of the monies arising from the sale of the Lands lately ceded to his Majesty before that time.

The last sum of £300 not to be repaid to the Publick but out of the Tax of 1777

And

AND BE IT FURTHER ENACTED that the said last mentioned sum of Three hundred pounds when repaid to the Public of this Province out of the Monies arising from the Lands lately ceded to his Majesty as aforesaid shall be applied to the paying off and sinking the said Sum of Three hundred pounds part of the said Sum of Eight hundred pounds directed to be issued by this Act and to no other use or purpose whatsoever

when repaid how to be sunk

AND BE IT FURTHER ENACTED by the Authority aforesaid that if any person or persons whatsoever shall forge or Counterfeit any of the said Certificates by this Act directed to be Stamped and imprinted or that shall utter or tender in payment any such forged or Counterfeit Certificate or Certificates knowing them to be forged or Counterfeited or shall Counsel Advise, procure or in any wise Assist in the forging Counterfeiting Stamping imprinting or signing of any such false Certificate or Certificates or that shall engrave any plate or make any other Instrument to be used in making any such false or Counterfeit Certificate or Certificates that then every Such Offender or Offenders being thereof lawfully convicted shall be Adjudged guilty of Felony and Shall Suffer Death as a Felon without benefit of Clergy

Persons Counterfeiting such Certificates

To be adjudged guilty of felony and suffer death

AND BE IT FURTHER ENACTED by the Authority aforesaid that if any one or more of the Commissioners Named in this Act shall die refuse to Act or depart this Province before this

The Governor & Council to appoint Commissrs in the room of those who shall die &c

this Act is duly Executed, that in Such case the Governor or Commander in Chief for the time being by and with the Advice of his Majesty's Council is hereby Empowered to appoint a Commissioner or Commissioners in the room of such person or persons so dying refusing to Act or departing this Province as aforesaid

By Order of the Commons
House of Assembly

WILLIAM YOUNG Speaker

By Order of the Upper House

JAMES HABERSHAM President

Council Chamber
12th March 1774
Savannah in Georgia

Assented to

JA WRIGHT

(State Archives.)

AN ACT

To regulate the Wharfs and Shipping in the Several ports of this Province and Ascertaining the Rates of Wharfage of Shipping and Storage and Also the duty of an Harbour

Master

Master for the port of Savannah, and to Authorize the said Harbour Master to put in force an Act Intitled an Act to amend an Act to prevent persons throwing Ballast or Rubbish or falling Trees into the Rivers and navigable Creeks within this Province, and for keeping Clear the Channels of the same— Title

WHEREAS the Increase of Trade, and Quantity of produce brought for sale to the several ports of this province require a regulation in the rates of Wharfage and Storage and the number of Vessels resorting to the said ports and in particular to the port of Savannah makes it necessary to have some person Appointed to Overlook and regulate such Vessels while in the said port We therefore pray your most Sacred Majesty that it may be Enacted AND BE IT ENACTED by his Excellency Sir James Wright Baronet Captain General and Governor in Chief of his Majestys province of Georgia by and with the Advice and Consent of the Honorable Council and Commons House of Assembly of the said province in General Assembly met, and by the Authority of the same, that from and Immediately after the passing of this Act the Several Owners and Occupiers of Wharfs in the several ports of this Province shall be allowed to charge, Demand and receive the Several Rates herein after mentioned for the Wharfage of Shipping Merchandize and Storage and no more That is to say Viz[t]

Preamble

Enacted

That the Owners and Occupiers of Wharfs shall receive the rates mentioned for wharfage &c

For

For every Ship &c Loading 1/4 ₱ day

For every Ship Snow, Brigantine or Billinder Loading at a Wharf One Shilling and four pence each day

For every Ship not Loadg 2/8

For every such Vessell laying and not loading at a Wharf Two Shillings and Eight pence each day

For every Sloop &c Loadg 10d

For every Sloop or Schooner (Coasters trading from one part of this province to Another only Excepted) loading at a Wharf Ten pence each day

For every Sloop &c not loading 1/8

For every Sloop or Schooner lying and not loading at a Wharf One Shilling and Eight pence each day

And for the Wharfage of Goods landed or Laden from one Vessel to another at any Wharf as follows

For Barrells & 1/2 Barrells of Rice &c 1d dry goods excepted

For every Barrel or half Barrel of Rice or other Grain every Barrel of Turpentine, Rosin, Tar, Beef, Pork Beer Cyder, Small Barrels of Bread and Barrels of the like Size of any other Goods dry Goods excepted one penny

Barrels Casks &c Indigo 2d

For every Barrel Cask, Box, or other package of Indigo Two pence

Corn Pease &c 100 Bushls 1/

For Corn Pease Oats and other Grain not in Barrels landed or taken in from any Vessel by any other Vessel lying at a Wharf and for salt landed or Loaden on Board any other Vessel for every one hundred Bushels One Shilling

For

For every thousand feet of Inch three Quarter Inch and Featheredge Boards and in Proportion for plank timber and Oars reduced to Inch Measure landed or taken in from Vessels or Rafts by any Vessel lying at a Wharf One Shilling — Every 1000 feet of Boards Plank &c— 1/

For every thousand of Shingles and Canes landed or taken in from Boats or Rafts Six pence — Every 1000 feet of Shingles &c 6d

For every thousand of Barrel Heading and Barrel Staves landed or taken in as is above mentioned Nine pence — 1000 Barrel Staves &c 9d

For every thousand of Hogshead Staves heading or Hoops One Shilling — 1000 Hhd Staves 1

For every thousand of Pipe Staves and Handspikes One Shilling and Six pence — 1000 pipe Staves &c 1/6

For every thousand of Butt Staves two Shillings — Butt Staves 2/

For every Cord of Firewood four pence — Cord fire wood 4d

For every Cord of Tanners Bark four pence — Cord Bark 6d

For every thousand of Bricks or Harth Tiles Six pence — 1000 Bricks 6d

For every Article herein before enumerated that Shall lay longer than One Week upon any Wharf the whole Wharfage before rated each Week — The above if they lye longer than one week to pay the same rates pr week

For

To Regulate Wharves and Shipping.

Tierces of Ship Bread &c 1 1/2

For every Tierce of Ship Bread Hogshead of Wine, and other Goods in Hogsheads and Tierces of about Sixty three Gallons one penny half penny

Hhds of Rum &c 3d

For every Hogshead of Rum Pipe of Wine and other Goods in Hogsheads and Pipes of about one hundred Gallons three pence

Hhds Sugar 1000 lb & under 4d

For every Hogshead of Sugar of One thousand weight and under, four pence

do above 1000 lib 6d

For every Hogshead of Sugar of above one thousand weight Sixpence

100 lib Hemp 1d

For every one hundred weight of Hemp one penny

A Ton of Logwood &c 6d

For every Ton of Logwood, Fustick Lignumvitoe, or Brasiletto Landed or Loaded from any Vessel at any wharf, and not lying above one week Sixpence and for every week after 6[a]

if taken in from one Vessel by another 3d

For every Ton of the Like wood taken in by one Vessel from another lying at a Wharf, three pence

100 feet Mahogany &c 1 1/2 4

For every hundred feet Mahogany and other heavy wood Accounting Inch Measure; that shall not lay longer on a wharf than one week one penny halfpenny

a Ton of Iron &c 1d

For every Ton of Iron and other heavy Goods four pence

For

To Regulate Wharves and Shipping.

For Lime at the rate of Eight pence each hundred bushel — 100 Bushels Lime 8d

For every large Bale, Hogshead Tierce or Vat of the like Size three pence — a large Bale &c 3d

For every case Trunk Case Chest Box bundle Coil of Cordage or Hamper one penny — Case Trunk &c 1d

For every Coach or other four wheel Carriage, One Shilling and Sixpence — a Coach or 4 wheeled Carriage 1/6

For every riding Chair or Chaise Nine pence — a Riding chair 9d

For every Pott Skillet, Jug or Keg of Shott or paint not enclosed in any Package each dozen two pence — potts &c p Dozen 2d

For every Grind or Queern Stone one half penny — Grind-stones &c each 0 1/2d

For every Keg of Bread Flour Butter, Tallow, Lard and Such like Articles four pence each dozen — Kegs of Bread &c p dozn 4d

For every Barrel of one hundred Weight of Gun powder two pence and in proportion for Smaller Barrels of the same — Barrel 100 Wt Gun Powder 2d & in proportion for Smaller Casks

For every Ton of Coals four pence for every week after the first Week that it shall lie on the Wharf Two pence — a Ton of Coals 4d and if they lye after the 1st Week 2d pr week

For every hundred of paving or Bermuda Stones four pence — 100 paving or Bermuda Stones 4d

For

To Regulate Wharves and Shipping.

100 raw or Tanned Hides 1/6

For every hundred of Raw or Tanned Hides one Shilling and Sixpence and so in proportion for Raw or Tanned Sides

1000 lib Hay 4d

For every thousand pounds weight and in proportion for smaller quantitys of Hay or Corn Blades four pence

Goods not enumerated each Ton 4d

For every other Article of Goods not before Enumerated at the rate of four pence each Ton According to Weight or Measure

Weighing of Goods

For every Species of Goods the Same Rates and allowances as for landing and for the Weighing of Goods and Merchandise that is to say

A Barrel of Rice &c 1d

For every Barrel of Rice or Turpentine weighing three Hundred and Seventy five pounds and upwards not exceeding Seven hundred pounds Gross one penny

Tierce Bar- &c above 700 lib 9d

For every Tierce Barrel or Hogshead of any kind of Goods upwards of Seven hundred pounds and not exceeding Eleven hundred pounds (Indico Excepted) Nine pence

A Hhd above 11 Ct Wt pr Ct 1d

For every Hogshead or Cask of any kind of Goods weighing upwards of Eleven hundred pounds p^{r} Hundred Weight one penny

A Ton of Fustick &c 2/2

For every Ton of Fustick, Logwood Brasiletto, Lignumvitoe or other wood p^{r} Ton weight Two Shillings & two pence

For

For every Ton of Iron or other heavy Goods One Shilling and Sixpence — A Ton of Iron &c 1/6

For every Draught of deer Skins Hemp, Foreign Bark or any other kind of Goods, not weighing upwards of two hundred and fifty pounds 2 1/2 — a Draught of Deer Skins &c not Exceedg 250 Wt 2 1/2

For every Draught above two hundred and fifty pounds of such Like Goods Four pence — when exceeding that Wt 4d

For every draught or package above two hundred and Fifty pounds weight and not Exceeding five hundred pounds weight when more than one is weighed five pence — A Draught of 250 Wt to 500 Wt when more than one is weighed 5d

For every Barrel Hogshead or other package of Indico three pence — Barrels &c of Indigo 3d

And for the Storage of Goods, that is to say — Storage Vizt

For every Barrel or other Cask or package of Indico each Hundred weight per Week one penny — Package of Indigo 100 lib per week 1d

For every Hogshead Tierce Barrel large Trunk case or Bale of dry Goods that shall be put into any Store for one or more nights not exceeding one week five pence — Hhds &c Stored not exceedg one Week 5d

For every Week or part of a Week after the same rate as above — for every Week after, the same rate

For every Smaller Cask, Box, Bag, or other package — Smaller Casks &c 2 1/2

package of Such Goods one or more nights not exceeding one Week two pence half penny and for every Week or part of a Week after at the same rate

a Hhd of Rum &c— 5d

For every Hogshead of Rum, Pipe of Wine, Tierce or Hogshead of Bottled Liquor and for every Hogshead or large Tierce of Sugar p^{r} Week five pence and for every Week or part of a Week after four pence

Rice pr Barrel 1st and last Wk 1 1/2 & every intervening Wk 1d

For every whole Barrel of Rice not exceeding Six hundred and fifty pounds Gross for the first and last Week one penny half penny and for every intervening week p^{r} Barrel one penny

half Barrels of Rice &c not before rated 1st and last Week 1d

for every intervening Wk 0 1/2

For every half Barrel of Rice, Barrel of Pork, Beef Bread and other Barrels and packages not before Rated not weighing above three hundred and Seventy five pounds Gross for the first and last week one penny and for every intervening week one half penny and in proportion to the foregoing Rates for every other Article not Enumerated above According to Size and Weight

Vessels lying in the River & not Loading to be moored

AND WHEREAS some Regulation is Necessary to be made with Respect to the Mooring of Ships or Vessels at the said Wharfs and in the River before the said Town of Savannah Be it therefore further Enacted that all Vessels lying in the River Savannah before the said Town Common or Hamlets of Yamacraw and the Trustees Gardens and not loading at any Wharf

Wharf shall be properly Moored Head and Stern as near the Bank on the North Side of the said River as Conveniently may be and that no Vessel whatever not loaded as aforesaid shall be permitted to lie and take in her loading in the Middle of the said River on any pretence Whatsoever and that the Harbour Master of the said port of Savannah do from time to time give notice to any Master of a Vessel who shall not Comply herewith and upon his Refusal or neglect shall proceed against the offender as hereinafter is directed

and no Vessels not loaded to take in her Cargo in the Middle of the river

The Harbour master to give notice to Masters of Vessels

AND BE IT ENACTED by the Authority aforesaid that in case any Vessel properly Moored in the said River and within the limits above mentioned shall be overlaid by the Cable of any other Vessel Except in Squals or Storms of wind the Master or Commander of the Vessel so overlaying shall upon Application made to him by any person belonging to the Vessel so overlaid Raise his Anchor and moore properly and in case of his Refusal so to do, it shall be Lawful to and for the Harbour Master to Employ Men and Boats to Raise such Anchor at the expence of the party refusing, who shall likewise pay the said Harbour Master one pound for his Trouble therein and the said Harbour Master is hereby Authorized and Required to put in force the Act Intitled An Act to amend an Act to prevent persons throwing Ballast or Rubbish or falling Trees into the Rivers and Navigable

The Harbour Master to direct with respect to one vessels overlaying another

Navigable Creeks within this province and for keeping clear the Channels of the same

AND WHEREAS Masters of Vessels do Frequently discharge their Ballast in the River Savannah before they come up to the Town under pretence of Lightening their Vessels Be it Enacted by the Authority aforesaid that any Master of a Vessel so discharging his Ballast Contrary to the direction of the above Mentioned Act Intitled an Act to amend an Act to prevent persons throwing Ballast or Rubbish or falling Trees into the Rivers and Navigable Creeks within this Province and for keeping Clear the Channels of the Same shall be proceeded against and be liable to the Several penalties as directed in the said Act and the Harbour Master is hereby Required to give Information upon Oath to the Chief Justice or one of the Assistant Justices of the General Court of this province as soon as the same shall come to his Knowledge of all and every Offence or Offences that shall be Committed against the said before Recited Act

Masters of Vessels discharging their Vessels improperly

The Harbour master to give Information thereof

AND BE IT FURTHER ENACTED that all and every Master and Masters of Vessels who shall Neglect or Refuse to comply with the Several Regulations of this Act not provided for by the Acts to prevent persons throwing Ballast or Rubbish or falling Trees into the River or Navigable Creeks sahll forfeit and pay the sum of One hundred pounds to be Recovered and applied as herein after is directed

Masters of Vessels refusing to Comply with this Act to forfeit 100£

And

To Regulate Wharves and Shipping.

AND BE IT FURTHER ENACTED that the said Harbour Master shall from time to time inspect the Several Wharfs erected or to be erected and in case any owner Occupier or Lessee shall have offended against this Act, and upon Notice thereof to him given shall not comply there with the said Harbour Master is hereby directed to proceed According to the Directions herein Mentioned and expressed

The Harbour Master to Inspect the several Wharfs

AND BE IT FURTHER ENACTED that all disputes and differences which may arise between Masters of Vessels or Wharfingers Relating to the hauling in or hauling off of any such Vessel to or from any Wharf or Wharfs or in Mooreing Such Vessel shall be Referred to and immediately decided by the said Harbour Master

The Harbour Master to settle all disputes arising between Masters of Vessells and Wharfingers

AND BE IT FURTHER ENACTED that no Vacant Space of Publick Landing under the Bluff of the Town of Savannah at the end of or opposite to any street shall be incumbered with any Lumber or thing whatsoever on pain that such Lumber or thing Whatsoever so incumbering any Publick Landing as aforesaid shall be forfeited Seized on and Sold by the Harbour Master if not removed in Twenty four Hours after Notice shall be Given by the Said Harbour Master to the Owner or the person who shall have the Charge of such Lumber or other thing or who shall have incumbered or caused to be encumbered any such Publick Landing there-

that no vavant space of Publick landing under the Bluff opposite to streets be incumbered

with

with and the Monies arising from the sale of any such Lumber or thing whatsoever after deducting the Charges of Seizing and Selling the Same shall be applied in manner hereinafter directed

The Harbour Master to take an Oath

AND BE IT FURTHER ENACTED that the said Harbour Master shall before he enter upon the Execution of his office take and Subscribe the following Oath before one of the Justices of the Peace for the parish of Christ Church who is hereby empowered to Administer and give a Certificate of the same To wit "I. A. B. do "Solemnly Swear that I will to the best of my "Skill knowledge and Ability without Partiality "or prejudice Execute the office and perform "the duty of Harbour Master in the Town and "Port of Savannah as directed in and by an Act "of the General Assembly entitled an Act for "Regulating and Ascertaining the rates of the "Wharfage of Shipping Merchandize and Stor-"age in the Several Ports and the duty of an "Harbour Master for the Port of Savannah and "that I will also put in force Another Act of the "General Assembly Intitled "An Act to Amend "an Act to prevent persons throwing Ballast or "Rubbish or Falling Trees into the Rivers and "Navigable Creeks within this Province and for "keeping Clear the Channels of the same" Ac-"cording to the power vested in me by the be-"fore recited Act and that I will perform the "said duty without delay and put the said Act "in full force and Effect According to the Tenor

The Oath

"and

"and Meaning thereof and directions to me "therein given So help me God" and the said Harbour Master is hereby Authorized to Receive from the Master or Commander of every Vessel coming into the Port of Savannah the Fees following, That is to say, For every Ship Snow Brigantine or Belander the Sum of five Shillings, and for every Sloop or Schooner (Coasters Trading from one part of this Province to another only Excepted) the sum of Three Shillings

fees of the Harbour Master

Ship Snow Brign &c 5/

Sloops or Schooners — 3/

AND BE IT FURTHER ENACTED that all the penalties hereby Inflicted or Forfeitures hereby declared under the sum of Eight pounds shall be recovered by Warrant of distress and Sale of the Offenders Goods, under the Hands and Seals of any two Justices of the Peace for the Parish of Christ Church and before whom proof thereof shall be made by the said Harbour Master, and where the same shall amount to more than Eight pounds the said Harbour Master is hereby enabled to sue for and Recover the same in any Court of Record in this Province by Action of debt, Bill plaint, or Information, and that this Act Shall be taken in evidence without Special Plea and the said Penalties and Forfeitures when Recovered to be paid to the Publick Treasurer and applied as the General Assembly shall hereafter direct, and if any Person shall be sued for any Act Matter or thing done in pursuance thereof that this Act and the Special matter thereof shall be given in evidence

Penalties how recovered

on

on the General Issue and upon such Suit being discontinued or Judgment passing against the plaintiff therein the defendant shall Recover double Costs

That the Clerk of the Market once in every 3 mos Examine the Scales used on the Wharfs or forfeit £2

AND BE IT FURTHER ENACTED that the Clerk of the Market shall once in every three Months Examine all Scales Weights and Measures used on the Wharfs and that the same be agreeable to the Standards in his Care and in default thereof shall forfeit and pay into the hands of the Commissioners of the Market of the Town of Savannah a Sum not exceeding two pounds to be Applied as herein before is directed

Wharfinger to be Sworn

AND in Order to prevent frauds and deceits being Committed in the Weighing of Rice and other Commodities Be it Enacted that every Wharfinger or any other Person employed by him shall previous to the undertaking such Business be sworn before any of his Majestys Justices of the Peace within the said Province faithfully to execute the same and shall weigh the said enumerated Goods and deliver an Exact and true Account of all Goods by him weighed to the parties if required and in case any Person or Persons shall be found to have false Weights or Measures and under the said Standard every such person or persons shall forfeit and pay the sum of Ten pounds for every such offence to be Recovered as herein before is directed

such having false Weights to forfeit £10

And

AND BE IT FURTHER ENACTED that this Act shall be and Continue in force for and during the term of three years and from thence to the end of the then next Session of the General Assembly and no longer

By order of the Commons House
of Assembly

WILLIAM YOUNG Speaker

By order of the Upper House

JAMES HABERSHAM President

Council Chamber
12th March 1774

Assented to

JA WRIGHT

(State Archives.)

AN ACT

To empower certain Commissioners herein appointed to regulate the hire of Porters and Labour of Slaves in the Town of Savannah Title

WHEREAS the want of proper Regulations for the Porterage and Labour of Slaves in the Town of Savannah is not only Injurious to the Preamble

Inhabitants

Inhabitants in General but greatly detrimental to the trading Interest in particular We therefore pray your most Sacred Majesty that it may

Enacted

be Enacted AND BE IT ENACTED by his Excellency Sir James Wright Baronet, Captain General and Governor in Chief of his Majesty's province of Georgia by and with the Advice and Consent of the Honorable Council and Commons House of Assembly of the said province in General Assembly met and by the Authority of the same that from and after the first day of July next, every Owner or person having care or charge of any Slave who shall be desirous to let out or hire such Slave as a Labourer or Porter for any Space less than Six days at any one time in the Town of Savannah Such Owner or Person having care or Charge of Such Slave shall not let out on hire him or her as aforesaid until he or she shall have obtained a License for so doing from the Commissioners hereafter named and every Slave for whom such Licence shall be obtained shall Constantly wear a Public Badge or Ticket in such manner as the said Commissioners or a Majority of them shall direct and appoint and if any person shall hire or employ any Slave as a Labourer or Porter who shall not have a badge or Ticket as aforesaid he or she so offending shall forfeit and pay the Sum of Five Shillings for every day such Slave shall be so hired or employed (except in Cases of absolute Necessity of which the said Commissioners or any three of them shall be Judges)

That after the 1st July next owners of Slaves hireing such as Labourers or Porters

shall not let out such without a Licence

Such Slave to wear a publick Badge

persons hiring slaves not having such to forfeit 5s/

And

Porters and Slaves in Savannah.

Persons taking out annually Tickets for Slaves to pay 10/

AND BE IT ENACTED that every Person applying for a Licence for any slave to enable him or her to let out on hire such Slave as a Labourer or Porter shall annually at the times of taking out the same pay to the said Commissioners for the Licence or Badge the Sum of Ten Shillings which money shall be and is hereby Appropriated to defray the Expence of Carrying this Act into Execution

Licenced Slaves to repair to the Market house

AND BE IT FURTHER ENACTED that every Slave so Licenced as a Labourer or Porter sent out for hire shall on every day he be so sent out Repair to the Market House in the Town of Savannah by the break of day (or as often as he may be disengaged) and there Stay until employed and in Case any Such Slave shall not repair to the Market House as aforesaid or shall refuse to work at the rates and at the times ascertained by this Act upon Complaint made to any two Commissioners they are hereby empowered and directed to Order such Slave or Slaves so Neglecting or Refusing to work to be whipped for each Offence on the Bare Back and receive any Number of Lashes not exceeding Thirty by the Warden of the Work House or some person acting for him and the Expence of which Whipping shall be paid by the Commissioners out of the Fines or Licence Money—

Those not going there or those refusing to work

to receive 30 Lashes

Owners of Slaves to receive pr day vizt

AND BE IT ENACTED that the Owner or person having care or charge of any Slave who shall be Licenced as a Labourer or Porter shall be

be allowed to charge demand and receive the several Rates herein after mentioned for the work and hire of such slaves and no more (That is to say)—

for work in the Town 1/6

For Work and Labour as a Porter in the Town of Savannah One Shilling and Sixpence per day to be Computed from day break until Dark allowing such slave half an Hour at Breakfast, and one hour at Dinner One Shilling for half a day and six pence for the fourth part of a day

For work on Board a Vessel 2/

For work and Labour on Board any Ship or Vessel or employment by Water, Two Shillings per day the Owner or person having care or Charge of such Negroe or other Slave to furnish necessary Provisions

for a Hhd of Rum &c Carried up the Bluff &c delivered between that & St Julion Street 1/3

For every Hogshead of Rum, Pipe of Wine or Hogshead of Sugar landed on the Top of the Bluff and delivering the same on the Strand or at any place between that and Saint Julion Street inclusive Nine pence

To Broughton Street 1/

For the like delivered to any part of Broughton Street One Shilling

To Kings Street 1/3

For the like delivered to any part of King Street One Shilling and three pence

To the North line of the Common 1/6

For the like delivered at any part of the Town on the North line of the Common, One Shilling and Sixpence

For

Porters and Slaves in Savannah.

For Carrying a Bundle Parcel, Cask, or other light Goods from the Wharves to any part of the Town three pence

Carrying a Bundle 3d

For Carrying every Package or Roling every Cask Requiring two or more Porters three pence each

when two Porters are required 3d each

For all Kinds of Work not herein particularly ascertained in Proportion to the rates herein before Mentioned

for all other kinds of Work in proportion

For any Porterage Work from the several parts of the Town before mentioned to any of the Wharves the like rates as herein ascertained

for porterage work from the Town to the Wharves the same rates

AND BE IT ENACTED by the Authority aforesaid that the Owner or Person having the care or charge of any Slave who shall be desirous to let out on hire him or her to sell fruit, Fish, Garden Stuff or any other Commodities whatsoever in the Town of Savannah such Owner or Person having care or Charge of such slave shall not let out on hire or employ him or her for the Purposes aforesaid until he or she shall have obtained a Licence for so doing from the Commissioners herein named and every Slave for whom such Licence shall be obtained shall Constantly wear a Publick Badge or Ticket in such manner as the Commissioners or a Majority of them shall direct and appoint and if any Person shall let out on hire or employ any Slave to sell Fruit, Fish Garden Stuff,

Owners desirous to let out Slaves to sell Fish &c

not to let out the same

untill such obtain a Licence

Grass

if not the Owner to forfeit 10s pr. day

Grass or any other Commodity who shall not have a Badge or Ticket as aforesaid he or she so offending shall forfeit the sum of Ten Shillings for every day such Slave shall be so let out on hire or employed—

Commissioners named

AND BE IT ENACTED that Joseph Clay, Samuel Farley, Edward Telfair William Ewen and John Ingles Esquires shall be and they are hereby nominated and appointed Commissioners or the Majority of them from and after the said first day of July next to have use and exercise all and every the Authorities and powers given them by this Act and if either of the said Commissioners before appointed shall die, depart the province or refuse to Act, the Governor or Commander in Chief for the time being by and with the Advice of his Majestys Council is hereby empowered to appoint a Commissioner in room of such person or Persons so dying departing the province or Refusing to Act—

Persons who shall see offences against this act

may apprehend the Offender

AND BE IT FURTHER ENACTED that any person or persons who shall see any of the Offences herein before mentioned or intended by this to be redressed Committed, shall and may by the Authority of this Act and without any other Warrant apprehend the slave or Slaves so offending and shall with all Convenient Speed him her or them then afterwards Convey or deliver to a Constable in order to be Carried before any three of the Commissioners to be dealt with according to Law

And

forfeitures how recovered

AND BE IT FURTHER ENACTED that all forfeitures by this Act incurred shall and may be levied by Warrant of Distress and sale of the Goods and Chattels of the offender under the hands and seals of any three of the said Commissioners and applied one Moiety to the person or persons who shall prosecute to Conviction any offender or Offenders against this Act and the other Moiety thereof towards the Carrying this Act into Execution

and how disposed of

Ballances of forfeitures

AND BE IT FURTHER ENACTED that in case any Ballance shall be in the hands of the said Commissioners after payment of such Charges as shall be incurred by the Carrying of this Act into Execution such Ballance shall from time to time be paid into the hands of the Public Treasurer and be hereafter applied to such purposes as the General assembly shall direct

to be paid to the Treasurer

Justices of Peace have the same Power to punish Offenders as the Commissioners

AND WHEREAS it may be frequently difficult if not impossible to Collect three Commissioners together by reason whereof this Act may be frustrated Be it further Enacted by the Authority aforesaid that any Justice of the peace shall have equal power to punish Offenders against this Act with the Commissioners hereby appointed or any Commissioners here after to be appointed and that the person or persons who shall prosecute any offender or Offenders against this Act, shall have it in his or their power to prosecute such Offender or Offenders

Offenders before the said Commissioners or any Justice of the Peace for the Parish of Christ Church any thing herein before Contained to the Contrary thereof notwithstanding and the Justice of the Peace who shall receive any Fine imposed by this Act shall forthwith pay the same to the Commissioners aforesaid or any one of them under pain of being proceeded against as for a Contempt of the General Court—

to Continue two years

AND BE IT ENACTED that this Act shall be and Continue in force for two years after passing thereof and from thence to the end of the then next Session of the General Assembly And no Longer

By Order of the Commons
House of Assembly

WILLIAM YOUNG Speaker

By Order of the Upper House

JAMES HABERSHAM President

Council Chamber
12th March 1774

Assented to—

JA WRIGHT

(State

(State Archives.)

AN ACT

To Ascertain the Boundary line between the two Courts of Conscience in the Parish of Saint George Title

Whereas the Parish of Saint George is Extensive and Populous and two Courts of Conscience have been Established there for the ease of the Inhabitants Viz[t] one at the place called the Court House at Halifax and the other at the Township of Queensborough but as both these Courts are held on the same day and the Jurisdiction of each Court is not ascertained by a boundary line it often happens that some of the Inhabitants of the said Parish are Summoned to attend as Jurors at each Court on the same day and by reason thereof are liable to be fined as Delinquents by the Court at which they do not attend We therefore pray your most Sacred Majesty that it may be Enacted And be it Enacted by his Excellency Sir James Wright Baronet Captain General and Governor in Chief in and over this his Majesty's Province of Georgia by and with the Advice and Consent of his Majestys Honorable Council and the Commons House of Assembly of the said province in General Assembly met and by the Authority of the same that from and immediately Preamble

That the two Courts of Conscience in the Parish of St George be divided

after

line of division

after the passing of this Act the said Courts of Conscience shall be divided from each other by a boundary line in the following direction That is to say such boundary line shall begin at the Mouth of Bark Camp on Ogechee River from thence shall go in a direct line to George Walkers ford on Briar Creek and from thence to McBeans Swamp near Mr Galphin's Cowpen

persons in either district not liable to serve as Jurors in the other district

And be it Enacted that from and after the passing of this Act a person living in either such districts shall not be liable as a Juror in the other district but only in the district in which he lives And each of the said Courts of Conscience in its particular district is hereby vested with and shall and may exercise all such powers and Authorities as are given to any court of Conscience in and by an Act of Assembly made the Twenty fourth day of April in the year of our Lord One thousand seven hundred and Sixty "Intituled an Act for the more easy and Speedy recovery of small debts and damages" and in and by the Several Acts and parts of Acts of Assembly made to Explain amend and enlarge such first Mentioned Act—

each Court vested by powers given by an Act

Title of the Act

to continue force for two years

And be it Enacted that this Act shall be and Continue in force for two years from and after the passing thereof and from thence to the end

of

of the then next Session of the General Assembly and no longer

By Order of the Commons House
of Assembly

WILLIAM YOUNG Speaker

By Order of the Upper House

JAMES HABERSHAM President

Council Chamber
12th March 1774

Assented to

JA WRIGHT

(State Archives.)

AN ACT — Title

To oblige the planters of Indigo after Steeping the Weed to bury or destroy it within a limited time

Whereas it has been Represented by Several persons Concerned in planting and Making Indigo that many pernicious effects arise from the number of Flies which are engendered by leaving the weed, after having been Steeped to Rot above Ground, We therefore pray your most — Preamble

most Sacred Majesty that it may be Enacted

Enacted

And be it Enacted by his Excellency Sir James Wright, Baronet Captain General Governor in Chief over his Majestys province of Georgia by and with the Advice and Consent of the Honorable Council and Commons House of Assembly of the said province in General Assembly met and by the Authority of the same, that Immediately from and after the passing of this

That persons concerned in making Indigo bury their weed

Act, all persons who may be Concerned in the planting and Making of Indigo shall after the Weed has been Steeped and taken out of any Vat or Vats, cause the same to be buried at least two Inches under the Surface of the Earth or otherwise effectually destroyed within Forty Eight Hours after such Weed shall be taken out of any Vat or Vats aforesaid

Persons neglecting so to do to forfeit £5

And be it further Enacted by the Authority aforesaid that if any person or persons planting and Making Indigo shall neglect to cause the Weed after Steeping to be buried or otherwise effectually destroyed within Forty Eight Hours after the same has been taken out of any Vat or Vats as aforesaid such person or persons so offending shall forfeit and pay for every such offence the sum of five pounds Sterling to be Recovered as directed by an Act Intitled "An Act for the More easy and Speedy Recovery of small debts and Damages" and such Acts of Assembly and parts of Acts of Assembly as have been made to Explain and enlarge such Act— And

Planters of Indigo.

And be it further Enacted that one half of such forfeitures shall be paid to the person or persons who shall sue for the same and the Remaining half to the Poor of the parish where any such offence shall be Committed

forfeitures how applyed

And be it further Enacted by the Authority aforesaid that this Act shall be and Continue in force for two Years from the passing thereof and from thence to the end of the then next Session of the General Assembly and no Longer

to continue two years

By Order of the Commons
House of Assembly

WILLIAM YOUNG Speaker

By Order of the Upper House

JAMES HABERSHAM President

Council Chamber
Savannah in
Georgia
12th March 1774

Assented to

JA WRIGHT

(State

(State Archives.)

AN ACT

Declaring that to Murder any free Indian in amity with this province is equally penal with the Murdering of any white person and that to rescue a prisoner Committed for such Offence is Felony

WHEREAS it has been represented that some Indians in Amity with this province have been barbarously murdered to the great Scandal of Society and the danger of involving this province in a bloody and expensive War; And there is reason to believe that several ill disposed persons have not Considered such inhuman Actions in a proper light, but, being influenced by the ill grounded prejudices which ignorant minds are apt to conceive against persons differing in Colour from themselves and unaware of the Consequences have rather looked on those Murders as meritorious to discourage therefore as much as may be such unchristianlike and Cruel practices and to explain and set forth the great danger thereof It is declared by his Excellency Sir James Wright Baronet Captain General and Governor in Chief in and over this his Majesty's Province of Georgia by and with the advice and Consent of the Honorable the Council, and Commons House of Assembly of the said province in General Assembly met and by the Authority of the same That to Murder

Murder of Indians in Amity with Province.

Murder any free Indian in Amity with this Province is by the Law of the land as penal to all intents and purposes what soever as to Murder any white person; And to the end that all persons may know the Consequence of rescuing any prisoner Committed for the Murder of any free Indian in Amity with this province It is Also declared that by the Law of the Land any person rescuing any such prisoner so Committed is guilty of Felony

By order of the Commons
House of Assembly

WILL^{M} YOUNG Speaker

By order of the Upper House
of Assembly

N JONES

Council Chamber
20th June 1774

JA WRIGHT

Georgia

Secretarys Office

A true Copy taken from the Original in this Office Examined and Certified this 12th August 1774 by

THO^{S} MOODIE D Sec^{ry}

(State

(State Archives.)

An act to prevent frauds and deceits, in selling beef, pork, pitch, tar, turpentine, and firewood.

Preamble.

1. WHEREAS the preventing frauds and deceits in packing of beef and pork and in selling pitch, tar, turpentine and firewood, will greatly increase the credit and repute of those commodities of this province, and also be for the particular benefit and emolument of the purchasers or exporters of the same: BE IT THEREFORE ENACTED, That from and after the first day of February next, all and every cask or casks, in which any beef or pork shall be packed and exposed to sale within this province, shall be made of sound, dry, and well seasoned white oak timber, free from sap; the heads as well as bodies of which casks shall be made tight so as to hold pickle, and the said casks shall be proved, before the same shall be packed with any beef or pork, and shall gauge thirty gallons.

Barrels of beef, &c to contain two hundred pounds.

2. AND BE IT FURTHER ENACTED, That from and after the said first day of February aforesaid, every barrel of beef or pork packed and sold, or exposed to sale in this province, shall contain two hundred pounds weight of wholesome, well cured meat in the same, after being ten days salted and well packed with salt and pickle, and not more than one shank,

shank, one shin, and one half of the neck, and no head in each barrel of beef, and not more than two heads in each barrel of pork; and the same shall be weighed and inspected by some of the packers and inspectors herein after mentioned, who shall brand the same with his respective brand.

and be weighed &c by the inspectors.

3. AND BE IT FURTHER ENACTED That from and after the said first day of February aforesaid, no merchant, factor, trader, or other person, shall ship for exportation on board any ship or vessel whatever, any beef or pork for a foreign market, before the same be packed by some packer or inspector of the port or place where the same is intended to be shipped, and by the said packer and inspector branded, under pain of such person so shipping, forfeited the sum of twenty shillings sterling for every such cask so shipped, to be recovered and applied as herein after directed.

To be inspected under penalty of twenty shillings.

4. AND BE IT FURTHER ENACTED, That from and after the said first day of February aforesaid, every barrel of pitch which shall be made and sold in this province, shall contain three hundred and twenty-two pounds gross weight, and the staves of the said barrels not to exceed half an inch in thickness; every barrel of tar made and sold as aforesaid, shall contain at least thirty-two gallons, clear of dirt, dross, chips or water; and every barrel of turpentine so made and sold as aforesaid, shall weigh

Barrels of pitch, &c to contain three hundred and twenty-two pounds gross.

Tar to contain thirty two gallons.

Turpentine to weigh four hundred and sixty pounds gross

Persons shipping, unmarked to forfeit five pounds for every barrel.

weigh four hundred and sixty pounds gross, clear of dirt, sand or water; and that no merchant, factor, trader, or other person whatever, shall ship, or put on board any ship or vessel, for exportation from this province, any tar, pitch or turpentine, before the same is marked by some packer or inspector, under pain of forfeiting, for every barrel so shipped, the sum of five shillings sterling, to be recovered and applied as herein after directed.

Barrels may be opened on suspicion of fraud.

5. AND BE IT FURTHER ENACTED, That if any fraud or abuse shall be suspected in any barrel or barrels of pitch, which shall be brought to market, or exposed to sale, the person who shall treat for the purchase of such pitch, shall be at liberty to cut open as many barrels of the same as he shall think proper, which shall be liable to be viewed, judged and

Pitch condemned as fraudulent, to be forfeited, and also five shillings for each barrel so condemned.

forfeited, as herein after directed, and where any pitch shall be condemned as fraudulent, by the person or persons empowered to view and judge the same, all such condemned pitch shall be forfeited and sold by the treasurer and applied to such uses as is herein after directed, and the owner or person exposing such pitch to sale, shall also forfeit the sum of five shillings sterling, for each barrel so fraudulently brought to market, and exposed to sale, and the same may be recovered against him, as is provided by the act, for the more easy and speedy recovery of small debts and damages, and shall be applied to uses as herein after directed.

Provided

PROVIDED ALWAYS, That when any pitch shall be ordered to be cut open as aforesaid, without the consent of the owner, or person offering, or exposing the same to sale, the same shall be done at the risk of the person who shall cause such pitch to be so cut open (that is to say) if such pitch shall not be condemned as fraudulent, by the person or persons empowered to view and judge the same, that then the person who caused the pitch to be so cut open and examined, shall take to himself every such barrel so cut open, and which shall not be condemned, as aforesaid, and shall pay to the owner or person offering the same to sale, the current sum or price, which good pitch shall then bear at that port or place, any thing herein contained to the contrary notwithstanding. Proviso.

6. AND BE IT FURTHER ENACTED, That such persons as shall be appointed packers or inspectors, by ordinance or otherwise of the governor, council and Commons house of Assembly, in General Assembly met, shall be, and they are hereby directed, before they enter into the execution of their offices, severally and respectively, to take the following oath before some justice of the peace, for the parish where such port shall be, who shall grant such packer and inspector a certificate thereof: "I. *A. B.* do solemnly swear, that I will faithfully and impartially execute the business and duty of a packer and inspector, in the town and port of to the best of my skill and judgment, without Inspectors or packers to be sworn. Their oath.

without favor or prejudice, and without any delay, agreeable to an act of the General Assembly of this province, entitled "An act to prevent frauds and deceits in selling beef, pork, pitch, tar, turpentine and firewood. So help me God."

Inspectors', &c fees.

7. AND BE IT FURTHER ENACTED, That the packers and inspectors so to be appointed, shall receive for their trouble from the seller or owner of any beef, pork, pitch, tar, or turpentine, the sum of sixpence for every barrel of beef or pork, and the sum of twopence for every barrel of pitch, tar, or turpentine, which they shall view, inspect, mark or brand, as aforesaid. And the said packers and inspectors, are hereby severally directed to have and make use of a separate brand, with the initial letters of the name of such packer and inspector, and in case of refusal or neglect, to do and perform any of the duties by this act required to be done and performed by such packer and inspector, he or they so refusing or neglecting, after he or they, shall have accepted such office, shall for every such offence forfeit the sum of ten shillings.

Must brand all barrels with their initials, under penalty of ten pounds.

Packers, &c. forfeit forty shillings for marking beef &c improperly.

8. AND BE IT FURTHER ENACTED, That if any packer or inspector, shall mark or brand any beef, pork, pitch, tar or turpentine, not weighing or containing the weights or measures, directed by this act, such packer or inspector shall, for every barrel so marked or branded

branded, forfeit the sum of forty shillings sterling, to be recovered and applied as herein after directed.

Firewood, size of cord

9. AND WHEREAS many frauds are committed in the sale of firewood, BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That from and after the first day of February aforesaid, every cord of firewood which shall be sold in this province, shall measure eight feet in length, four feet in height, and four feet in breadth, and in case any person or persons whatever, having any firewood sold and delivered them by the cord, as aforesaid, shall suspect a deficiency therein, such person or persons, shall and may apply to any of the packers and inspectors to be appointed as aforesaid, to cord and measure the same; and in case any deficiency shall appear, the person or persons selling the same, shall for every cord that shall be so deficient, forfeit the sum of ten shillings; and the packer and inspector measuring the same, shall be paid the sum of sixpence for every cord so measured by the seller thereof, in case of deficiency, and in case no deficiency shall appear, then to be paid the sum of sixpence by the person or persons applying.

Persons selling a less quantity for a cord to forfeit ten shillings for every such cord.

Fines to be recovered before justices of the peace, and go to the informer.

10. AND BE IT FURTHER ENACTED, That all the fines and forfeitures by this act inflicted, shall be recovered, upon proof of the offence, before any justice of the peace for the parish

parish where the same shall be committed, by warrant under the hand and seal of such justice, directed to any constable of the said parish, and be to the informer.

11. AND BE IT FURTHER ENACTED, That this act shall continue and be in force for and during the term of three years, and from thence to the end of the next session of the General Assembly, and no longer.*

By order of the Upper House.

JAMES HABERSHAM, *President.*

By order of the Commons House of Assembly.

ALEXANDER WYLLY, *Speaker.*

Council Chamber, March 6, 1776.

Assented to.

JAMES WRIGHT.

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*Revised and continued indefinitely by acts of 1783 and 1784.

(State

(State Archives.)

An Act to amend the several Acts for regulating the Pilotage of Vessels into the several Ports of the then Province now State of Georgia. NWJ

WHEREAS, it is necessary at all times but more especially during the present unhappy contest between Great Britain and America that every assistance and Protection be given to Trade, and that we should by every means in our power endeavor to Encourage Adventurers among ourselves and induce foreigners and others to come into our Ports, with their Vessels and Cargoes, And as nothing is of more Consequence to Vessels that arrive on our Coasts with an intent to come into any of our Ports to Trade, than the having good Pilots, always ready to bring them into Port with the utmost dispatch; for the better Encouragement of whom and to induce and excite them to keep a more strict attendance and look out at the several inlets of this State than they have hitherto done. § BE IT ENACTED by the Representatives of the Freedmen of the State of Georgia in Assembly met, and by the Authority of the same, That from and after the passing of this Act, every Vessel or Vessels, that shall arrive on this Coast of this State and lie boarded over the Bar of the Port or inlet they shall be destined for, or brought into by any of the Pilots of this State the Pilot or Pilots so boarding and bringing them in as aforesaid, shall, and they are

are hereby intitled and Empowered to demand and receive from the Masters or Commanders of every such Ship or Vessel they shall so board and bring in as aforesaid, to any of the Ports or inlets of this State double the fees they have been heretofore allowed by Law to demand and receive for Piloting Vessels into the Ports of this State and in case of the refusal or neglect of any Master or Commander of any Ship or Vessel to pay the several Pilots their fees as hereinbefore directed, they shall be compelled to pay the same, in the maner and mode directed by the several Laws now in force and passed by the General Assembly of the then Province now State of Georgia for regulating the Pilotage of Vessels into the several Ports of this Province Provided nevertheless that nothing in this Act shall extend or be construed to Empower the Pilots of this State to sue for or demand from any Master or Commander of any Ship or Vessel more fees than they have been heretofore allowed, Except they shall have boarded such Ship or Vessel from without the Bar of some of the inlets of this State and brought them safe into Port as aforesaid, nor to oblige Vessels Employed in the Coasting Business between this and the State of South Carolina to pay any Pilotage except the Master or Commander of any such Coasting Vessel, shall require any of the Licensed Pilots of this State, to conduct them into or out of any of the Ports thereof, in which Case they shall be obliged to pay the same fees and rates of Pilotage as any other Ship or Vessel

Vessel by law is obliged to pay, And Whereas many of the Commissioners appointed under the former Acts of Assembly for Regulating the Pilotage of Vessels into this State are Dead, and others left the Province, from which cause the business of the Pilotage has of late been much Neglected.

§2. BE IT THEREFORE ENACTED by the authority afs^{d}. that the several Persons hereinafter named be Commissioners for Regulating of Pilots and the Pilotage for the Ports hereinafter mentioned Viz^{t}. for the Bar of Tybee and River Savannah, and for the several Bars and inlets to the Northward of St Catherines Bar, Richard Wylly, Joseph Clay, James Habersham, John Wereat, Edward Telfair, William Belcher, and Charles Francis Chevaliet, AND for the Bar of St. Catherines and River Midway & for the several Bars and Inlets to the Southward of St. Catherines Bar- John Kell, Samuel Miller, Stephen Dickenson, William Clark, John Lawson, Junior, John Rogers and William Peacock, four of whom to be a Quorum, who are to govern themselves in Regulating the Pilots and pilotage of Vessels into or out of any of the Ports of this State and in all other matters respecting the same as directed by this and the several Acts of Assembly of the then Province, now State of Georgia, for Regulating the Pilotage of Vessels into the several Ports of this State; And Whereas, it is necessary that some alteration be made in the Oath directed to be

administered

administered to the several Pilots of this State, before they are intitled to receive any fee or reward in that Capacity,

§3. BE IT THEREFORE FURTHER ENACTED that from and immediately after the passing of this Act, every Pilot that now is or that shall hereafter be Licensed as a Pilot to any of the Bars or inlets within this State, shall take and subscribe the following Oath, to be tendered by the Commissioners of the Pilotage or a Quorum of them for the time being, before the said Pilot or Pilots shall be intitled to receive any fee or reward in that Capacity- I, A. B., appointed Pilot for the Port and harbour of do Solemnly and Sincerely Swear that I will well and faithfully execute & discharge the Business and Duty of a Pilot, in the said Port and Harbour of according to the best of my Skill and Knowledge, And that I will at all times (Wind and Weather, and health permitting) use my best endeavours to repair on Board all Ships and Vessels, (the Vessels of war belonging to the King of Great Britain or any of the Subjects or Vessels of the said King excepted) that I shall conceive to be bound for, coming into or going out of the said Port or harbour of and I do also swear that I will from time to time make the best dispatch in my power to carry safely out or bring over the Bar of every Ship or Vessel committed to my care, and that I will from time to time truly observe fulfill and follow

low to the best of my skill, ability & knowledge all such Orders as I shall receive from time to time from the Governor or Commander in Chief of this State for the time being, or from the Commissioners or the Major part of them by the Consent Direction and Approbation of the Governor or Commander in Chief for the time being in all matters and things relating to the business of a Pilot And I do further swear that I will give the most early intelligence of the Appearance of any of the Ships of War belonging to the King of Great Britain or other Enemies to this State & the United States of America that is in my power to the Governor or Commander in Chief of this State or the Commanding Officer of the troops in this State that shall happen to be at the Port where such discovery as aforesaid shall be made And that I will be true & faithful to the United States of America So help me God- And Whereas during the present Contest between Great Britain and America our Coast is often infected with their Ships of War and Armed Vessels, who may and do sometimes take our Pilots with their Boats Employed in that Service, which is a much greater Risque and exposes them to losses that Persons usually Employed in that Service are not able to bear BE IT ENACTED that the Commissioners for the Bar of Tybee and River Savannah and for the several Bars and inlets to the N°.ward of St. Catherines Bar be Empowered and they are hereby Authorized and Empowered to purchase two Boats for the use

use of the Pilots Employed for the Bar of Tybee and River Savannah and for the several Bars and Inlets to the N°ward of S^{t} Catherines Bar And that the Commissioners for the Bar of S^{t} Catherines and River Midway and for the several Bars and inlets to the Southward of S^{t} Catherines Bar be empowered and they are hereby Empowered and Authorized to purchase One Boat And the said Boats so purchased to be Employed in the carrying on the Pilotage of the several Inlets and Bars as afs^{d}. at the Risque and Expence of this State. And the Commissioners appointed as aforesaid shall and they are hereby empowered and Authorised to draw on the Treasurers of this State for the Amount of such purchases and Repairs as aforesaid And the said Treasurers are hereby required to pay the drafts of the Commissioners for the purposes aforesaid. AND BE IT FURTHER ENACTED that this Act shall continue and be in force untill the first day of January next and from thence to the end of the then next session of Assembly

BY ORDER OF THE HOUSE OF ASSEMBLY,

N. W. JONES Speaker

Savannah
7th June
1777

(State

To Prevent Gaming and Horse Racing.

(State Archives.)

An act to prevent gaming and horse racing.

1. WHEREAS the pernicious practice of gaming is carried to a great length in this state, to the great detriment and hurt thereof; to pervent which as much as may be, and to enhance the fines and penalties to be levied by several laws heretofore made to suppress and to prevent such gaming, *Therefore be it enacted by the representatives of the freemen of the state of Georgia in Assembly met, and by the authority of the same,* That every person or persons liable to penalties and forfeitures, as are pointed out in the said acts, shall be further subject to be fined in the following sums: That is to say, every person keeping a billiard table, with intent to game or lose money or other things, the sum of one hundred pounds. All persons licensed to keep public houses, or other houses where liquor is sold, suffering any game knowingly to be played for money, or other things to be lost or won, by any person or persons whatever, in the house, apartment, ground or enclosure of the said person or persons so keeping public houses or other houses, either by cards, dice, draughts, shuffle boards, billiards, skittles, ninepins, or at and with any other game or games, or implements of gaming, shall, for every such game so played as aforesaid, forfeit and pay upon conviction the sum of twenty pounds.

Preamble.

Additional forfeitures for gaming.

Tavern keepers to forfeit other twenty pounds for permitting gaming.

2.

One hundred pounds forfeiture for horse racing.

2. AND BE IT ENACTED BY THE AUTHORITY AFORESAID, That every person or persons who shall run, or cause to be run, any race by any horse, mare or gelding in this state, for, or by reason or means of gaming, or of losing money or other things by the said race, for every such offence, forfeit and pay the sum of one hundred pounds.

Forfeitures, how to be recovered and applied.

3. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That all fines and penalties heretofore ordered to be levied on the offenders against the aforesaid acts of Assembly now in this state, and also the fines, penalties and forfeitures directed by this act shall be recovered and appropriated in like manner as is directed and pointed out by the said acts of Assembly, any thing to the contrary in any wise notwithstanding.

Continuation of this act.

4. *And be it enacted by the authority aforesaid,* That this act shall continue and be in force until the first day of January, one thousand seven hundred and seventy-eight, and from thence to the end of the next session of Assembly.

By order of the House of Assembly.

N. W. JONES. *Speaker.*

Savannah, June 7, 1777.

(State

Land Office for Better Settling State.

(State Archives.)

An act for opening a land-office, and for the better settling and strengthening this state.

Preamble.

1. WHEREAS there remains much vacant and uncultivated land in this state, the settlement of which is of the highest importance, wherefore it becomes necessary that all due encouragement should be given to persons to come and settle in this state, and by that means promote the increase of its inhabitants: BE IT THEREFORE ENACTED *by the representatives of the freemen of the state of Georgia in General Assembly met, and by the authority of the same.* That from and immediately after the passing of this act, an office shall be opened for the purpose of applying and obtaining vacant lands, by persons entitled to the same in this state, under the regulations and rules herein set forth, that is to say: Every free white person or head of a family, shall be entitled to, allotted and granted him, two hundred acres of land, and for every other white person of the said family, fifty acres of land, and fifty acres for every negro, the property of such white person of family: PROVIDED, the said white person or family shall not have rights for more than ten negroes, and that they have not had land heretofore granted them in virtue of and in right of the said ten negroes; and the governor or commander in chief for the time being, with the advice and consent of the executive council, shall have full power, and are hereby

Land office opened.

Head rights.

Governor shall grant lands

hereby authorized to grant such tracts or lots of land to such person or persons so obtaining lands as aforesaid, under and by virtue of this act, and he or they shall within six months settle, plant, cultivate and live on the same; or in case such person or persons shall be disturbed in time of alarm or annoyance by any enemy, and obliged to remove from the lands so granted, such person or persons shall return to their respective settlements or plantations, as soon as the enemy shall be repelled or removed, or the situation of affairs will permit.

To be settled in six months.

2. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That all and every person or persons, who heretofore have had allotments of land in the province, now state of Georgia, and have continued and resided in said state, and all and every person or persons who have settled on lands not allotted or granted heretofore, shall be continued on the said lands, and confirmed in a title thereto, in preference to any other person or persons: PROVIDED, such person or persons so settled on and possessing such lands, have rights and are entitled to have the same granted him or them, according to the true intent and meaning of this act.

Former allotments of land.

Residence on lands not allotted gives a right of preference.

3. And whereas, divers persons who have left this state hold allotments, grants and other claims to lands in the said state, have neglected to settle or cultivate the same, as particularly specified in their grants: to remedy which, BE IT

Absentees holding allotments and other claims, to be notified to return, settle, &c. in six months, or to forfeit the same.

IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That all such person or persons who hold, or pretend to have titles to such lands, either by allotments, grants or otherways, such person or persons so being entitled to land as aforesaid, shall be publicly notified by proclamation to return to this state, within six months from and after the date of such proclamation, to settle and cultivate such lands, otherwise the same shall be, and is hereby deemed to be vacant, and liable to be granted to any person or persons applying for and entitled to the same.

Allotments or grants not to be assigned or transferred till after five years residence thereon.

4. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That if any person or persons obtaining a confirmation of former allotments of land, or shall obtain a grant for lands now vacant, they, or their heirs or assigns, and shall not continue on the same under the regulations of this act, for and during the term of five years, he or they shall not be allowed to assign the said grants or allotments, and such assignments are hereby declared to be invalid and of no effect: and such lands so assigned shall be deemed vacant, and may be regranted to any person or persons who shall prove, to the satisfaction of the governor and council, that the former possessors or occupiers of such lands have actually left the same, and this state.

Two shillings per hundred acres, and fees for surveying and granting the same.

5. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That no other charge or expense, except the rent of two shillings for each hundred

How to be surveyed.

dred acres of land as heretofore, shall be laid on the said lands, but the expence of surveying and granting the same, for and during the space of one year. And the lands so to be granted shall be surveyed and laid out in the following manner, viz, in either a square or oblong figure, the length not to be more than double the breadth, as the nature of the lands may be, unless such as may lie between lands already granted, or that may hereafter be granted, and be bounded by such lines as may be necessary, or where such lands lie between the forks of rivers or creeks, then to be bounded by the said rivers or creeks; and all persons that have had lands ordered them, and have not taken out grants for the same, or sold their warrants or rights for the same, or are either dead or left the state, such person or persons as have bought such warrants or rights and titles as aforesaid, and continued in this state, shall have such lands granted them, agreeable to such order or warrant so purchased.

Persons building a grist mill on vacant land, entitled to one hundred acres.

6. And in order to encourage the building of mills in this state, BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That if any person or persons shall build or cause to be built, a grist mill on any vacant land, he or they shall have one hundred acres of land reserved until the said mill be built and fit for use, and then shall have and be entitled to receive a grant for the same; and every person or persons building or causing to be built a saw mill on vacant land,

shall

shall have five hundred acres of land reserved until the said mill be built and fit for use, and then shall have and be entitled to, and receive a grant for the same, as an encouragement for building such saw mill, he she or they, paying the usual fees for surveying and granting the said lands.

A saw mill five hundred acres.

7. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That any person or persons willing to build a furnace or bloomery for working iron, and that will give security for completing the same, and shall actually continue making iron for the term of five years or upwards, shall be entitled to a reserve of two thousand acres of land in one tract, and at the expiration of said term to have a grant for the same.

Iron works two thousand acres.

8. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That every person or persons who shall build a forge for making of bar iron, and give security for completing the said work, and shall actually continue the business of making bar iron for the term of five years, shall be entitled to a reserve of two thousand acres of land in one tract at the expiration of the said term, and shall have a grant for the same.

Forge for making bar iron two thousand acres.

9. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That no person or persons who have had lands already granted for their family shall be entitled to land under this act.

Persons who have had grants for their head rights, not entitled to any by this act.

10.

Continuation.

10. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That this act shall continue and be in force until the first day of January in the year of our Lord one thousand seven hundred and seventy-eight, and from thence till the end of the next session of the Assembly.

By order of the House of Assembly.

W. JONES, *Speaker.*

Savannah, 7th June, 1777.

(State Archives.)

An act to extend and enforce the authority of the several laws heretofore passed in the then province but now state of Georgia, to, and throughout the territory thereof.

Preamble.

1. WHEREAS it has been deemed necessary by the representatives of the people of the thirteen United Colonies of North America, in general congress assembled to declare the said Colonies free and independent states, and thereby have dissolved all political connexion between them and the crown of Great-Britain. AND WHEREAS it hath been recommended by the said congress to adopt such government, as might, in the opinion of the representatives of the people of the said states, best conduce to the safety of their

their constituents in particular, and America in general, AND WHEREAS in consequence thereof, the representatives of the people of this state in convention assembled on the fifth day of February in the year of our Lord, one thousand seven hundred and seventy-seven, have fixed on and agreed to a constitution, for the rule and government of the said state and people thereof. AND WHEREAS divers good and wholesome laws, were heretofore made and passed in this state (then province) and to the end that disputes and difficulties may not arise touching the present validity of the said laws, so made and passed as aforesaid, within the said territory of Georgia. BE IT ENACTED BY THE REPRESENTATIVES OF THE FREEMEN OF THIS STATE IN GENERAL ASSEMBLY MET, AND BY THE AUTHORITY OF THE SAME, That from and after the passing of this act, all laws heretofore made in, (the then province) now state of Georgia, and have not been repealed, and all the laws of England, as well statute as common, relative to criminal matters, and heretofore used and adopted in the courts of law in this state (then province of Georgia) except in cases of treason, shall be of full force, virtue, and effect, to all intents and purposes, as were heretofore used, and received, as the law of this land; any law, usage, custom, article, matter, or thing at present adopted in a change of government, to the contrary in any wise notwithstanding, so far as the same do not contradict, weaken, hurt, or interfere with the resolves and regulations of the honorable the continental

Provincial laws, and laws of England, heretofore in use, and not repugnant to the constitution and form of our government, declared to be in full force.

continental congress, or of any resolves and regulations of this, or any former assembly, congress, or convention held in and for this state, and in particular the constitution of the same, made and agreed to by the representatives of the people in convention assembled, and ordered to be the rule and government of this state, and the same shall extend to, and be in as full force, power, effect, and in as full and ample a manner as the same were formerly of force in this state (then province) as if the said territory were an independent state, at the time of making and passing such laws.

Public act.

2. AND BE IT ENACTED, That this act shall be a general act, and shall be taken notice of as such, by all judges and other officers of justice, or government within this state, without the same being specially pleaded.

Continuation.

3. AND BE IT FURTHER ENACTED, That this act shall be and continue, and be in force until the first day of January, in the year of our Lord, one thousand seven hundred and seventy-eight, and from thence to the end of the next session of assembly.

By order of the House of Assembly.

W. JONES, Speaker.

Savannah, June 7, 1777.

(State

(State Archives)

AN ACT

To amend an Act entitled an Act to empower Commissioners or Surveyors to lay out make & repair the Roads already laid out or that may hereafter be necessary; And also to clear the Rivers and Creeks within their respective Divisions.

WHEREAS "the Act of the General Assembly of the Province now State of Georgia passed the ninth Day of September in the Year of our Lord one thousand seven hundred & seventy three intitled an Act to empower Commissioners or Surveyors to lay out make & repair the Roads already laid out or that may hereafter be necessary, and also to clear the Rivers & Creeks within their respective Divisions," has been found defective and in many Instances inadequate to the Purposes intended by the said Act: And Whereas the Inhabitants between the Rivers Cannouche & Great Ogeeche have long laboured under many Inconveniences for want of a Road from the Indian Line down the said River to Jonathan Bryan Esquire's Cowpen, and no Law yet being provided to oblige them to make the same, BE IT THEREFORE ENACTED AND IT IS HEREBY ENACTED by the Representatives of the Freemen of the State of Georgia in Assembly met and by the Authority of the same, that the Commissioners or Surveyors herein after named

named be, and they are hereby authorized & empowered to lay out a Road from Jonathan Bryan Esquire's Cowpen on the South Side of Great Ogeeche River up to the Indian Line, the said Road so to be laid out as aforesaid to run parallel with the said River Great Ogeeche and as near the same as conveniently may be: And the said Road, and all the Rivers Creeks & Waters from Canouche to the Road to be made as aforesaid and within eight Miles of the said River Great Ogeeche shall be & continue to be called the first Western Division, and that the several Male White Inhabitants free Negroes and Mulattoes and all Male Slaves within the Limits of the said Division as aforesaid shall be and they are hereby declared to be liable to work within the said Division, and that Andrew Elton Wells, Israel Bird, Silvanus Bird, Joshua Stafford & Benjamin Richardson Esquires shall be and they are hereby declared to be Commissioners or Surveyors of Roads within the same. AND WHEREAS the Inhabitants near the Beaver dam in the County of Effingham are in want of a Road from the said Beaver dam in the second North West Division down to the Road on Savannah River to intersect the same at the most convenient Place, and all the Inhabitants & and others subject to work on Roads South of the said Roads as far as Isaac Ford's Cowpen, and those to the Northward of the same including the Plantation of William Colson at the Beaver dams aforesaid shall and they are hereby obliged to open clear & and keep in good repair the

the said Road agreeable to the said Act of Assembly made & passed as aforesaid, and that Messrs Joshua Pearce, Richard Scruggs Sen.r & Thomas Lane be and are hereby empowered to act as Commissioners or Surveyors for the same. AND WHEREAS many of the Inhabitants who reside on and about the Road leading from the North West Road thro' Newington Village and who use the said Road and no other are by the afore recited Act compelled to work and keep in repair by their Labour other Roads than the said Road thro' Newington Village, for Remedy of which in future be it therefore enacted that from & after the passing of this Act the Road leading from the North West Road thro' Newington Village to the Cowpen of Jonathan Bryan Esq.r on Great Ogeeche shall be made continued & kept in repair by the joint Labour of all the Inhabitants liable by Law to work on any of the public Roads within this State residing to the Eastward & Southward of the said Road as far as Lachlan M.c Gillivray Esq.r Spring Field Plantation inclusive and from thence to the North & West of the Plantation of John Habersham Esq.r including the said Plantation and the Plantation of Noble Wimberly Jones & Edward Telfair Esq.rs and to the Northward & Westward of the aforesaid Road thro' Newington Village as far as the Bridge on Pipe Makers Creek including the several Inhabitants within that Distance who reside on or between the North West & Newington Road and who use the said Newington Road, and from the Bridge

Bridge on Pipe Makers Creek in a straight Line to Turkey Hill and from thence in a straight Line to Jonathan Bryan Esquire's Cowpen on Great Ogeeche River: And that Noble Wimberly Jones, Joseph Clay, John Habersham, Joseph Gibbons, William Gibbons, Edward Telfair & Benjamin Farley Esq.rs shall be and they are hereby declared to be Commissioners or Surveyors of the said Road.—

AND WHEREAS there is a Road already laid out on the North side of the River from Newington Road to Horse Creek, the Inhabitants & others within eight Miles from the said River shall, and they are hereby declared to be subject to work on the said Road, and that Mess.rs Robert Dixon, Thomas Mills, Abraham Minsey, William Blackman & John Mezell be Commissioners or Surveyors for the same.

AND WHEREAS the Negroes belonging to the three Town Plantations of Sir James Wright, and the Plantation belonging to the Estate of Miles Brewton, Esq.r deceased have been & are by the afore recited Act obliged to work on the Ogeeche Road and for Remedy of which in future BE IT THEREFORE ENACTED by the Authority aforesaid, that from and after the passing of this Act the Negroes belonging to the said three Town Plantations of Sir James Wright and the Plantations belonging to the Estate of Miles Brewton Esq.r deceased, and the several Male white Inhabitants free Negroes & Mulattoes,

Mulattoes, and all Male Slaves living within the Eastern Division shall be, and they are hereby declared liable to work upon the several Roads laid out & established from the Line of the Common of Savannah to the Eastward, and also any other Road or Roads that may be necessary for the Convenience of the Inhabitants of the Sea-Islands and all Rivers Creeks and Waters within the said Division: And that James Deveaux, Philip Delegal, Ambrose Wright, John Green & John B Gerardeau & John Milledge Esq.rs and Mess.rs James Parker James Dixie & James Galache shall be, and they are hereby declared Commissioners or Surveyors of the Roads within the same.

AND BE IT enacted by the Authority aforesaid, that the Common & Town of Savannah including the Hamlets of Yamacraw Ewensburgh the Trustees Gardens & the two Plantations on Hutchingson's Island belonging to James Mossman & George Baillie Esq.rs be called the Town Division, and that the several Male Slaves, free Negroes & Mullatoes within the said Town and District shall, and they are hereby declared liable to work within the said Division; and that John Martin, William O'Bryen, John M.c Luer, George Basil Spencer, James Whitefield & James Habersham Esq.rs shall be and are hereby declared to be Commissioners or Surveyors of the same.

AND BE IT further enacted by the Authority aforesaid,

aforesaid, that the Commissioners & Surveyors of the several Divisions herein before mentioned, named & described in the before mentioned Act shall be, and they are hereby empowered directed & required to continue to work upon clear amend repair erect & improve the several Roads Bridges Creeks Causeways & Water Passages in this State as are already laid out opened erected & cleared, and to lay out open erect & clear any other that hereafter may be thought necessary, and to establish such Ferries as they shall think proper for the more direct Communication & better Convenience of the Inhabitants thereof according to the several Regulations & Directions pointed out and contained in an Act passed the twenty Ninth Day of September one thousand seven hundred & seventy three.

AND BE IT enacted by the Authority aforesaid, that the Superior Courts of the Counties of Burke, Richmond & Wilkes, be and are hereby authorized & impowered to direct & order such Roads to be laid out & and made in their respective Counties as may be thought necessary & convenient for the Inhabitants of the same, and that the Courts aforesaid shall be & are hereby vested with full Power & Authority to nominate & appoint Commissioners & Surveyors for the Purpose of laying out superintending & keeping such Roads in good Repair, and also to order & appoint such of the Inhabitants as are lying contiguous to or are most convenient to work on

&

& keep the same in good Repair, Provided nevertheless that until the said Superior Court doth sit the Commissioners be & are hereby empowered to act as heretofore, anything herein contained to the contrary notwithstanding.

AND BE IT also further enacted by the Authority aforesaid, that this Act shall continue & be in Force for one Year from the passing thereof and from thence to the End of the then next Session of General Assembly & no longer.

Signed
By Order of the
House.—

NW JONES Speaker

September 16th 1777.

(State Archives.)

An Act

To appoint Commissioners of the Loan Office in the place of those appointed under the Act of Assembly of the then Province now State of Georgia and to empower the said Commissioners hereby appointed to account with the Commissioners appointed as aforesaid And to do all such other matters relative to the Loan Office as are directed by an Act passed the fourth day of June One thousand seven Hundred and sixty, for stamping imprinting Issu-

ing

ing and making current the sum of Seven Thousand four Hundred and Ten Pounds Sterling In Paper Bills of Credit and for applying and sinking the same.

WHEREAS a Change of Government hath happened in this State whereby many Persons holding and exercising places and powers have been suspended and many Laws invalid And whereas it is absolutely Necessary that in particular "an Act of Assembly of the then Province now State of Georgia passed the fourth day of June in the year of our Lord One Thousand seven Hundred and sixty intituled an Act for stamping imprinting issuing and making current the sum of seven thousand four hundred and ten Pounds Sterling in Paper Bills of Credit and for applying and sinking the same by certain Commissioners Appointed therein for that purpose thereby establishing a Loan Office for divers special and salutary purposes" should be extended and now made of force to the end therefore that the said Act and all other Laws relative thereto may be hereafter carried into execution, BE IT ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met and by the Authority of the same that from and after passing this Act the several Laws or Acts and regulations heretofore made with respect to the said Loan Office under whatsoever title the same may be known shall be of full force and virtue and effect Provided the same be not repugnant to the present Plan of Government of this State

and

and not withstanding such change of Government happening therein.

AND BE IT FURTHER ENACTED by the Authority aforesaid that Richard Wylly Joseph Clay Joseph Wood Charles Francis Chevalier and William Belcher shall be and they are hereby appointed Commissioners in the place of those heretofore appointed for that purpose of carrying into execution the said Acts of Assembly and are hereby fully Authorized and impowered to call upon and account with all and every such person and persons that were heretofore appointed Commissioners of the said Loan Office and receive and take into their charge and custody all and every Monies Bonds and Morgages and other Securities that may be in the hands of the said Commissioners heretofore appointed or of any other Person or Persons for and in right of the said Loan Office and to give Proper discharges for the same.

AND BE IT FURTHER ENACTED by the authority aforesaid that the Commissioners appointed by this Act shall and they have hereby full Power and Authority to demand and by all lawfull ways and means of and from all and every Person or Persons that borrowed money from the said Loan Office and are indebted to the same in virtue of the Act aforesaid all such sum and sums of money that may be due on any bonds or securities as principal or Interest or to renew such Bonds and Securities from the debtors aforesaid

as

as to them the said Commissioners hereby appointed shall be deemed expedient for the welfare of this State And be it further enacted that the said Commissioners herein before named and appointed shall be intituled unto the same priveledges and emoluments as of right appertain to the said Loan Office and are hereby invested with full power and authority to direct and Govern themselves in like manner as is pointed out in the several Acts of Assembly heretofore made with respect to such Loan Office AND BE IT FURTHER ENACTED by the Authority aforesaid that the Commissioners aforesaid shall pay from Time to Time into the hands of the Treasurer of this State all sums of money which they may receive either as Principal or Interest.

By order of the House.

NW JONES Speaker

September 16th 1777.

(State Archives.)

An act to amend and repeal part of "An act for opening a land-office, and for the better settling and strengthening of this state."

Preamble.

1. WHEREAS in and by an Act of the present Assembly, entitled "An act for opening a land-office

land-office, and for the better settling and strengthening of this state," it is ordered, that absentees shall return to this state within six months, or their lands shall be regranted to those persons petitioning for the same: AND WHEREAS, it appears the time allowed is too short and many injuries may arise therefrom to such absentees as aforesaid: for the preventing of which, BE IT ENACTED BY THE REPRESENTATIVES OF THE FREEMEN OF THE STATE OF GEORGIA IN ASSEMBLY MET, AND BY THE AUTHORITY OF THE SAME, That the clause which respects regulating of lands, be and is hereby repealed; and no lands formerly granted or allotted, shall be regranted or allotted to any person or persons whatsoever.

The clause for regranting lands repealed.

2. AND BE IT ENACTED BY THE AUTHORITY AFORESAID, That if any person or persons have heretofore had allotments of lands within this state, on any special contract heretofore made, and have paid the deposit money required, such person or persons shall have a grant or grants for the same.

Holders of former allotments, &c. to have grants for the same.

3. AND WHEREAS, the constitution of this state directs, that each county shall keep the public records belonging to the same, and as a change of government may have rendered it necessary that the grants of land should be audited as formerly: THEREFORE BE IT ENACTED BY THE AUTHORITY AFORESAID, That all surveys which are legally made and returned into the surveyor general's office shall be recorded, and a certified copy

Grants need not be audited.

Surveys to be recorded in the surveyor general's office.

copy thereof delivered to the attorney for the state, so that fiats may be by him prepared and delivered without delay to the secretary's office, that grants may be made out and signed for the said lands, agreeable to the constitution, which said grants shall be registered in the county where such land lieth; which record shall be, and is hereby declared to be good and valid in law, any thing herein before to the contrary in any wise notwithstanding.

Grants to be recorded in the county surveyors office.

4. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That this act shall be and continue in force until the first day of January next, and from thence to the end of the next session of assembly.

Continuation.

By order of the House.

W. JONES, *Speaker.*

September 16, 1777.

(State Archives)

AN ACT

To regulate and extend the Trade and Commerce of this State and to establish an Insurance Office for the encouragement thereof and also to restrain the Selling of Merchandize by Public Auction within the Same.

Whereas

Regulate and Extend Trade and Commerce.

WHEREAS the Trade and Commerce of this State is at present very unsettled and many persons taking advantage of the small importations of Merchandize have monopolized and raised the prices thereof to so exorbitant a rate that even the necessaries of life cannot be obtained without great difficulty AND WHEREAS nothing will tend more to discourage such monopolies and to promote Trade than the establishing an Insurance Office on account of this State for the benefit of the inhabitants thereof and them only BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in Assembly met and by the Authority of the same that from and immediately after passing of this Act an Insurance Office shall be opened and established on account of this State for the benefit of the Inhabitants thereof only and shall be known and called by the name of the State of Georgia Insurance Office and that the following Persons shall be Directors of the same (to wit) Joseph Clay, James Habersham, Richard Wylly, Edward Davies, William Belcher, and Peter Bard and they are hereby appointed Authorised and directed to open and establish the said office for the purpose of Insuring the Vessels and Cargoes belonging to the Inhabitants of this State and no other and to agree on such rules and regulations as may be necessary for regulating the same and carrying it into effect according to the True intent and meaning of this Act and the usual custom of merchants and the Laws relative thereto.

And

Regulate and Extend Trade and Commerce.

AND BE IT ENACTED by the Authority aforesaid that the said Directors be and they are hereby empowered Authorized and directed to assure the property of the Inhabitants of this State who choose to become Adventures at Sea as aforesaid to the Amount of Thirty thousand Pounds Lawfull money of the same provided nevertheless that the said Directors do not assure the property of any person or persons other than the Inhabitants of this State as aforesaid and who shall have resided therein at least Twelve months last past or that the said Directors do not assure any sum exceeding One thousand five hundred pounds on any one Vessel and Cargoe (both inclusive) except the said Vessel be bound on a Voyage to any part of Europe then and in such case the said Directors are impowered authorized and directed to assure any sum not exceeding Three Thousand Pounds on such Vessel and Cargo And in case the Vessels and Cargoes so assured as aforesaid shall be lost taken by the Enemy or sustain any damage which shall make this State liable to make good the same that then and in such case the Directors appointed as aforesaid shall have full power and they are hereby authorized and empowered after the said losses are properly liquidated agreeable to the terms of the Policy by which it was Assured to draw for the amount of such loss or losses on the Treasurers of this State who are hereby empowered authorized and directed to pay all such sums as shall be drawn for on them by the said Directors provided the several sums

so

so drawn for by them doth not exceed the sum of Thirty Thousand pounds as aforesaid.

AND BE IT ENACTED by the Authority aforesaid that the said Directors shall not Assure the property of any Person or Persons aforesaid untill he she or they do enter into Bond with a penalty thereto annexed that the proceeds of so much of the Cargo as is required to be Insured outwards shall be invested in equal property to be returned to this State the dangers of the Seas Captures or Accidents obliging the Vessel having such Property on board to make any other Port in the united States excepted and such deviation being satisfactorily proved to the aforesaid Directors, And for the more effectual carrying the several matters relative to assuring the Property of the Inhabitants of this State into execution

BE IT ALSO ENACTED by the Authority aforesaid that the Directors herein before mentioned be impowered and they are hereby impowered Authorized and Directed to take such premiums for assuring as aforesaid as they shall think Proportionate to the risque the State shall bear in assuring the same to alter from time to time as they shall judge expedient and to do all other matters they may find necessary in the said Business.

AND WHEREAS it will be absolutely necessary for the better carrying on the business of assuring

assuring as aforesaid that the Directors be allowed proper Persons to execute the same BE IT FURTHER ENACTED by the Authority aforesaid that the said Directors be empowered and they are hereby empowered to hire one or more Clerk or Clerks as they may find necessary to execute the said business on the most reasonable terms they can and to draw on the Treasurers of this State for their several Salaries as they may become due And the said Treasurers are hereby impowered and directed to pay such sum of sums as may be drawn on them by the said Directors for the purposes aforesaid Provided as aforesaid that the several sums drawn on them by the said Directors do ont exceed the sum of Thirty Thousand Pounds as aforesaid.

AND BE IT ALSO ENACTED by the authority aforesaid that if any person or persons who shall obtain assurance as aforesaid be guilty of any fraud or deception in the Vessel or Cargo either in loading the same or by wilfully going into the way of the Enemy or in any other deviation whatsoever and shall be convicted thereof in any Court of Justice within this State the said Offender or Offenders shall suffer death and forfeit a sum not exceeding double the Value of the property so assured to make good the loss or losses sustained by such fraud or deviation.

AND for the better and more effectually preventing frauds and impositions on this State in making

making Insurances BE IT FURTHER ENACTED by the Authority aforesaid That the Directors appointed in and by this Act to open and establish the State of Georgia Insurance Office shall be empowered and they are hereby empowered and directed to Oblige every person or persons who shall offer a Policy to them or any of them for Assurance to take the following oath before he she or they shall he intituled to the Advantage of this Act or have his her or their property Assured in said Office (to wit) do solemnly swear on the Holy Evangelist of Almighty God that the property now offered by for Assurance is bona fide own and that no other Person or Persons is concerned therein directly or indirectly so help God, And in case any person or persons who after assuring their property as aforesaid shall sell or assign or in any other manner dispose of his her or their Property so Assured otherwise than to an Inhabitant of this State as declared by this Act the Person or Persons so disposing of his her or their property shall forfeit all claim or right under his her or their policy or policies so made as aforesaid and it shall be deemed a deviation and fraud to all intents and purposes any thing herein contained to the contrary notwithstanding.

AND BE IT ALSO FURTHER ENACTED by the Authority aforesaid on application for payment of all losses claimed under any Policy or

or Policies the claimants shall before they be intituled to receive the same make oath that they are an Inhabitant of this State agreeable to this Law and that they have not assigned or sold any part of their right Title or interest in the said policy or Policies to any non Resident.

AND WHEREAS it will be of great advantage at this time to encourage the importation of the several articles of Merchandize wanted by the Inhabitants of this State Provided the same are not Imported from places at War with the united States BE IT FURTHER ENACTED by the Authority aforesaid that from and after the Passing of this Act it may and shall be Lawfull for any person or persons Inhabitants of this State or any of the Inhabitants of the United States or of the Islands of Bermuda or New Providence or of any Kingdom or Country whatsoever in Amity with the united States to bring in or Import into this State any Goods Wares or Merchandize of what kind soever without molestation or hindrance any Law or usage to the contrary notwithstanding.

AND WHEREAS the practice of selling Goods Wares and Merchandize by public Vendue as tending to raise the price of almost every necessary article and to depreciate the current money of the Continent and of this State within the same is found a great grievance to the good People thereof BE IT FURTHER ENACTED by the Authority aforesaid That from and after the

the passing of this Act no public Vendue or Auction of Goods Wares or Merchandizes shall be held any where within this State by any Person or Persons whatsoever.

AND BE IT FURTHER ENACTED that if any person or Persons shall contrary to the directions of this Act expose to Sale and sell or cause others to expose and sell by public Vendue or outcry any Goods Wares or Merchandizes (except as herein after excepted) he she or they so offending shall forfeit and pay for every such Offence a sum of money equal to the Value of the Goods sold or exposed to Sale To be recovered by Action of Debt bill, plaint or information by any person or persons who will sue for the same One half thereof for the use of the person so suing and the other half thereof to be paid to the State Treasurers for the use of the State PROVIDED NEVERTHELESS that this Act nor any Clause matter or thing herein contained shall extend to any Sheriff Coroner or Constable who shall expose to sale or sell any Lands Tenements Goods Wares or Merchandizes taken in execution or Goods Wares or Merchandizes that are condemned in the Court of Admiralty of this State or Executors or Administrators exposing to Sale any Lands Tenements Goods or Chattels or any person or Persons exposing to Sale and selling any Lands Tenements Slaves Live stock or Household Furniture anything herein before mentioned to the contrary notwithstanding.

And

AND BE IT FURTHER ENACTED, that this Act and every Clause matter and thing herein contained shall be and continue in full force untill the first day of January One Thousand seven Hundred and Seventy Eight and from thence to the end of the then next Session of Assembly and no Longer.

By order of the House

NW JONES Speaker

September 16th 1777.

(State Archives.)

AN ACT

For the better Security of this State by obliging and makeˢ liable Negro Slaves to work on the several Forts Batteries or other public Works within the same.

WHEREAS, it is necessary for the Security & defence of this State, that the Negro Slaves within the same, belonging to the residents or non-residents thereof be obliged and made liable to work on the several Forts and Batteries or other public Works within the said State; BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met & by Authority

ity of the same, that from & immediately after passing this Act, that all Owners, managers, or employers of Male Slaves from the Age of sixteen to sixty Years, within the several Counties within this State shall within twenty days make and deliver to the Commissioners herein after appointed for the purpose of carrying this Act into execution a List of all such Slave or Slaves upon Oath, and the said Commissioners are hereby fully authorized & empowered, to draft and order any Number not exceeding one tenth part of all and every such Slave or Slaves, belonging to any Resident in this State, and one fifth part of all & every such Slave or Slaves belonging to any Non-resident of this State, the Sequestered Estate included (except such persons, who are absent on the public Business of this State, or with leave of the same) and the said Negro Slaves so draughted or assessed, are hereby declared, liable to work on the said Forts Batteries, or other public works in this State for the Space of twenty one days, and then to be relieved by an equal Number of other Slaves to be drafted in manner aforesaid.

AND BE IT FURTHER ENACTED, that the Owner or Owners of such Slave or Slaves shall be and are hereby intitled to have and receive the Sum of three Shillings Per day, for every such Slave, or Slaves, so taken & drafted as aforesaid, and the said Commissioners are hereby directed to give such Owner or Owners a Certificate of such Slave or Slaves having been drafted

drafted and working in the public Service for the said Term of twenty one Days, and the Treasurers of this State are hereby directed and authorized to pay all & every such Owner, Manager or Employer, such Sum or Sums of Money as they may be entitled to receive by such Certificates.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all Negroes who have been usually hired out in the Town of Savannah as Labourers shall be drafted in manner following, and the Commissioners herein after appointed are empowered & directed to draft & order out any Number of said Slaves employed as Labourers in the said Town of Savannah as aforesaid, not exceeding half of the said Slaves to be proportioned agreeable to the Lists delivered in as aforesaid; And the said Negro Slaves Labourers as aforesaid are hereby declared liable to work on the several Forts, Batteries, or other public works within the County of Chatham for the Space of twenty one Days as aforesaid, & then to be relieved in manner before directed.

And for the more effectual enforcing the several matters as aforesaid, BE IT ALSO ENACTED, that in Case any Person or Persons, Managers or Owners of any Slave or Slaves liable to work on the Forts & Public Works within this State as before directed shall neglect or refuse to send in Lists of their several Slaves, when

when thereunto required, or shall after such Lists are delivered in neglect or refuse to send their Slaves to work on the Forts or public Works when drafted for that purpose, shall forfeit for the use of this State for either and every such Offence the Sum of Ten . . . . . Pounds current Money of this State to be recovered according to law & the Constitution thereof

And to the End that individuals may not be Sufferers by their Slaves being exposed to work at places of danger, BE IT ENACTED by the Authority aforesaid, that every Slave or Slaves so drafted as aforesaid shall before they be sent on any Forts, Batteries or other public Works be appraised on Oath by four Freeholders indifferently chosen by the Owners of the said Slaves and the Commissioners hereinafter appointed, of the County or District where such Slave or Slaves shall belong. And in Case any Slave or Slaves so employed as aforesaid shall be taken killed maimed or wounded, while he may be employed on such public Works as aforesaid, the Owner or Owners of such Slave or Slaves shall be paid the full value of such Slave or Slaves so taken or killed, agreeable to the said Appraisement, or if maimed or wounded then a proportionable recompence shall be allowed them according to the Injury such Slave or Slaves so maimed or wounded as aforesaid shall have sustained to be ascertained by any four Freeholders on Oath as before directed—And the Commissioners herein appointed to carry this Act into

into Execution are authorized, empowered & directed to draw on the Treasurer of this State for the Payment of all such Slave or Slaves so taken killed maimed or wounded as aforesaid, agreeable to the said Appraisements, and the said Treasurers are hereby empowered authorized & directed to pay the same

AND WHEREAS there are many Inhabitants of this State, that are not possessed of ten Male Slaves as aforesaid; BE IT ENACTED by the Authority aforesaid that the Commissioners herein after appointed be empowered, & they are hereby empowered authorized & directed to oblige all such Inhabitants to send their Slaves to work on the public Works, agreeable to the true intent and meaning of this Act & in proportion to their Numbers on the Principles of Equity & Justice, both as to time & Numbers, to be reckoned in proportion with other Inhabitants of this State, who have ten or more Slaves liable to work on the Public Works, & Forts within this State.

And for the more effectually carrying this Act into Execution, BE IT FURTHER ENACTED by the Authority aforesaid, that the following Persons be, & they are hereby appointed authorized empowered to carry the aforesaid Act into Execution according to the true intent & meaning thereof, VIZ, John M^{c}-Luer, Ambrose Wright, George Basil Spencer, Charles Francis Chevalier, John Green, & Edw^{d} Davies

Davies Esq.r for the County of Chatham; Andrew Elton Wells, Philip Howell, Christopher Hudson, Abraham Ravot, Lemuel Lanier Esq.rs for the County of Effingham; Francis Pugh, James Pugh, Daniel McNeal, Danl McMurphy, for the County of Burke—

William Barnett, Wm Glasscock, George Dickie, William Wilkins, Humphry Wells, Wm Jackson & John Prat for the County of Richmond.—John Stevens, Thomas Quarterman, Hepworth Carter, Daniel Sullivan Moses Way & David Anderson for the County of Liberty—Absalom Bedell, Benj.n Catchings & Robt Day, for the County of Wilkes—

And for the better carrying on the several public Forts, Batteries, & other public Works, within this County, it will be necessary to have proper persons to superintend the said Works & keep the Slaves, so drafted as aforesaid employed, & all other matters necessary in the said Business; BE IT THEREFORE ENACTED, that the Commissioners herein before appointed be empowered, and they are hereby empowered, authorized & directed to employ, at the public Expence on the most reasonable terms they can proper Persons to superintend the said Business & to keep regular Accounts of all matters relative to the same, and to draw on the Treasurers of this State, for such Sums as may be wanted therein.—

And

AND BE IT FURTHER ENACTED, That this Act shall continue & be in force until the first day of February, One thousand Seven hundred & seventy eight & no longer.

By order of the House,

NW JONES Speaker

Septem.r 16th 1777

(State Archives.)

AN ACT

for attaining such persons as are therein mentioned of high Treason, and for Confiscating their Estates, both real and personal to the use of this State; for establishing boards of Commissioners for the sale of such Estates, and for other purposes therein mentioned.—

. . . . . .

March 1st 1778.—

(See Revolutionary Records of Georgia, Vol. I, p. 326.)

(State

Tax Act.

(State Archives.

AN ACT for raising the sum of twelve thousand pounds for the use and support of the Government of the State of Georgia for the year one thousand seven hundred and seventy-eight, to be raised at certain Rates and after the Method therein mentioned.

WHEREAS it is necessary for the support of civil Government and in the time of War to defray the many Expences that will accrue in consequence of our Union with the United States, that a Tax Should be levied on the Inhabitants of this State.

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in assembly met and by the Authority of the same; that the sum of twelve thousand pounds Shall be raised, levied, paid, & provided for within the space of seven months from the passing of this Act, & it is hereby granted for the use & support of this Government in manner as is hereinafter mentioned & directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid that towards raising the said sum of twelve thousand pounds the several Rates & Sums following shall be rated & assessed as hereinafter mentioned that is to say; the sums of five shillings on every hundred acres of Land in this State, holden & possessed by

by Grant Allotment or Warrant by any person or persons whatsoever; seven shillings & sixpence on every hundred pounds value on all Lots of Land in the Town of Savannah, Ebenezer, Augusta, Frederica, Sunbury, Hardwick, and wharf lots and Lots laid out on Lands commonly called Yamacraw; the Trustees—Gardens, & Ewensburg; the sum of five shillings on every white Male person within this State from the age of fifteen to the age of sixty years, except a Poll Tax of such Persons that may go on and serve during the expedition under his Honour the Governor and can produce Certificates to that purpose from the commanding officer of the company to which they belong; the sum of five shillings on every Negro or other Slave within the limits of this State; the sum of forty shillings on every free Negroe, Mulattoe, or Mestizoe, above the age of fifteen years; the sum of ten shillings on every hundred pounds let or laying at Interest by choice, except Monies lent to the publick; the sum of ten shillings on every hundred pounds value on the costs of all Goods, Wares, & Merchandize bought within this State with Intent to Sell again either at private sale, publick Outcry, Auction, Vendue or otherwise; the sum of two shillings and sixpence on each wheel of a riding carriage; twenty shillings on every hundred pounds value on salaries allowed by the Legislature of this State, & profits of all publick Offices, Faculties, & Professions except Divinity.

And

And for the more effectual carrying this Act into Execution, and that each and every town & district may be equally rated & assessed, and for that End & purpose

BE IT FURTHER ENACTED, by the Authority aforesaid, that the following persons shall be and they are hereby appointed enquirers & assessors for the several Counties hereinafter mentioned respectively, that is to say, for the Town of Savannah, Hamlett of Yamacraw, Ewensburg & the Trustees Gardens, & County of Chatham Robert Bolton, Joseph Dunlap, & William Hornby; for the town of Ebenezer & county of Effingham, Jacob Cronenburgher, Jenkin Davies, & David Lewis; for the town of Augusta & county of Richmond James Grierson, William Glascock and William Goodgion; for the counties of Liberty, Camden, and Glynn & town of Sunbury, John Lawson senior, & Francis Coddington; which said assessors are hereby strictly enjoined & required with all care & diligence, equally to rate & assess according to the best of their knowledge & abilities, upon all monies at Interest, Salaries & profits of all publick Offices & professions, town & other Lots & Improvements thereon within two Months next after the passing of this Act, return the assessments in writing to the Collector of the said respective counties, Township, or District, for which they are hereby respectively appointed. And if any Assessor so appointed shall refuse or neglect delivering such Assessment to the said

said Collectors (not having lawful excuse to be made out on Oath) or shall not perform his duty, every such Assessor shall for every such neglect, refusal, or default forfeit & pay the sum of fifty pounds to be recovered by warrant under the hand and Seal of the publick Treasurers, & distress & Sale of Goods & chattels of such assessor neglecting, refusing, or making default.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all & every person & persons whatsoever, having any Estate or Interest in any Lands, Tenements, Goods or Chattels within this State, shall on or before the first Tuesday in September next after the passing of this Act, render a particular account in writing upon Oath (or affirmation if a Quaker) to the best of his, her, or their knowledge unto the Collectors of the Several Counties where he she or they shall respectively reside, of all Lots, Lands, Houses, Slaves, & the number of male white Inhabitants from the age of fifteen to sixty years, within their respective families, Monies at Interest, & the number of riding carriages whereof he, she, or they is or are seized or possessed of, or interested in, liable by this Act to the Rates and Taxes aforesaid, at such time and place as the Collectors hereinafter named shall respectively direct & appoint, who are hereby required to give at least twenty days notice thereof by publick Advertisements, specifying the several Rates aforesaid; & all & every the said person & persons so giving an Account aforesaid shall at the

the same time pay the said Collectors the Several Sums & taxes due from him, her, or them, thereupon as by this Act rated & assessed.—

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Said Collectors respectively shall & are hereby required to administer the Oath following, to all and every person & persons at the time of receiving his, her, or their account, first entering such account in the list or Schedule, agreeable to the form to this act annexed, whereto the persons so paying their tax shall respectively subscribe their names in the column of the said Schedule for this purpose assigned. I A B do solemnly Swear (or affirm as the case may be) in the presence of Almighty God that the Account now by me given & delivered to the Collectors of the Publick Tax doth contain a just and true & particular account of all Lands, Town Lots, Houses, & Slaves, & the number of white male Inhabitants from the age of fifteen years to sixty within his, her, or their family and of all riding wheel carriages whereof I am in anywise seized, possessed, or entitled unto or interested in either in my own right or as Attorney, Guardian, Executor, or Administrator, or Trustee, to any other person or persons whatsoever; of all goods, wares & Merchandize by me bought in this State with an Intent to Sell again; and also of all Monies let or laying at Interest by choice in this State, either in my own Right or the Right of any

other

other person or persons whatsoever except Monies lent to the Publick. SO HELP ME GOD—

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any person or persons whatsoever who shall neglect or refuse to give an Account of their respective Lands, Lots, Houses, Slaves & number of white Male inhabitants from the age of fifteen to sixty years, within their respective Families, Monies let or laying at Interest by choice except such Monies lent to the Publick goods & effects as aforesaid at the time & in the manner as by this Act is herein before directed, the Collectors respectively and either of them shall, & they are hereby severally authorized & required within ten days after the first Tuesday in September next to rate & assess every such defaulter and defaulters double the Tax which he, she or they ought to have paid, or to the best of his, her or their knowledge for double the Estate which he she or they shall possess; & in either case shall cause the same to be levied as herein is after directed. And to prevent free Mulattoes or Mestizoes from evading the payment of their Tax by pretending to be foreigners;

BE IT FURTHER ENACTED that every such person who Shall be reputed a Mullattoe or Mestizoe shall be assessed as such unless he or she can prove to the contrary.

AND BE IT FURTHER ENACTED, that the several Rates & assessments hereby rated & imposed

imposed shall be levied on the Goods and Chattels of the defaulter or defaulters by warrant under the hand & Seal of the Collector or Collectors of the County wherein such defaulter or defaulters shall reside, to be directed to any Sheriff within the said County, requiring him to levy the same by distress & sale of the defaulter or defaulters Goods & Chattels returning him or them the overplus if any after deducting the charges following viz: for serving every warrant or execution one shilling in the pound for every pound levied, & two pence for every Mile to be computed from the dwelling house of the Sheriff levying of the same to the place of Residence of every such defaulter or defaulters; and the Collectors respectively shall & may take one Shilling and six pence for every such warrant: and every Sheriff refusing or neglecting to execute such warrant or neglecting or refusing to pay over the Monies so levied to the Collector or Collectors within three days from the Receipt thereof shall for every such Offence, forfeit & pay double the sum so ordered to be levied.

AND BE IT FURTHER ENACTED; that the several persons hereinafter named shall be & they are hereby appointed Collectors for the several Counties hereinafter mentioned respectively, that is to say; for the Town of Savannah and County of Chatham, John Storr, James Maxwell and John Gibbons; for the town of Ebenezer & county of Effingham, Christopher Hudson

Hudson, Jenkin Davies, John Wertsch, and Daniel Bunnell; for the town of Augusta & County of Richmond, Dionysius Wright, James M^cFarland, & Charles Crawford; for the county of Burke, Thomas Burton, David Lewis, Nathan Hooker and Daniel M^cMurphy; for the town of Sunbury & Counties of Liberty, Glynn, & Camden, John Kell, John Elliott, and Gideon Dowse; for the county of Wilkes, John Coleman, Benjamin Thompson, and Arthur Fort; which said Collectors respectively shall before they enter upon their Office take the Oath following, before any Justice of Peace; that is to say, I, A B do solemnly swear that I will well & faithfully according to the best of my knowledge and ability, and so that the publick Tax shall sustain no loss or damage from any wilful neglect or omission of mine, observe, execute and perform the several Matters & things required of me to be done & performed in and by an Act of the General Assembly of this State entitled "An Act for raising of the sum of twelve thousand pounds for the use & support of the Government of the State of Georgia for the year one thousand seven hundred and Seventy-eight to be raised at certain Rates and after the Method therein mentioned"; and for the more effectual collecting of the same according to the Intent & meaning thereof. SO HELP ME GOD. Which Oath the said Justices are hereby authorized and required to administer accordingly, and to give a Certificate thereof under his Hand & Seal, which Shall be produced by the Collectors respectively

spectively at the time of their delivering their accounts to the Treasurers as is hereinafter required.

AND WHEREAS there are Sundry Tracts of Land, Lots, Houses & Monies, the proprietors whereof are not resident in this State;

BE IT THEREFORE ENACTED; That all Attornies, Trustees, Executors, Administrators or other persons anywise concerned for absentees, shall make due return to the Collectors of the Counties respectively where they shall reside, of the Estate and Effects they shall so possess or be entrusted in as Attornies, Guardians, Trustees, Executors, or Administrators, or otherwise; and shall and they are hereby made liable to the payment of the Rates and Taxes assessed thereon, out of their own Estate & Effects in manner as is herein before mentioned, unless such Attorney or Attornies, Guardian or Guardians, Trustee or Trustees shall make oath before the Collectors or one of them, that he has renounced his Power & Attorneyship before the Tax became due, and without any intent to evade the payment thereof; & every such Attorney or Attornies, Guardian or Guardians, Trustees, Executors, and Administrators shall & may deduct the Tax he or they shall so pay out of the Effects of the Absentee in his, her, or their hands: and in case of no such Effects, every such payment shall & is hereby made a debt & charge upon the Lands & Chattels of every such Absentee, his heirs & Assigns, & shall

shall and may accordingly be recovered at any time afterwards by the person or persons paying the same, his, her, or their Executors or Administrators in any of the Courts of conscience in this State.-

AND WHEREAS it is but reasonable at all times but more effectually in a time of War that persons who do not reside within this or any of the United States, & thereby avoid any Personal Services, & those who on account of their religious scruples are exempted by Law from rendering their personal military Services, should pay a larger rate on their several Estates & possessions whether real or personal, than persons who reside within this or any of the said States, & of course render their personal service in the defence of this State, or the State wherein they reside.

BE IT THEREFORE ENACTED; That all such person or persons as aforesaid (minors, widows, & sequestered Estates excepted) shall pay double the rate and taxes assessed of those who reside within the said State as before mentioned.-

AND WHEREAS frauds may be offered the publick by persons settled on or near the banks of Savannah River, that hold or possess Lands on the opposite side thereof in the State of South Carolina, by removing their slaves from this State at the time of collecting the Tax: for remedy whereof

Be

BE IT FURTHER ENACTED, That all & every such person or persons so holding land in both States at the time of giving an Account of his, her, or their Lands & Estate to the Collectors as herein before required, shall produce to such Collector or Collectors a Receipt or Certificate from the Collector or Collectors of Tax in South Carolina of the number of slaves for which tax shall have been paid by him, her or them for the present year or otherwise shall make Oath before the Collector or Collectors aforesaid to the Effect following which they are hereby authorized & required to administer viz; that he, she, or they have paid the Publick Tax in the State of South Carolina, for the present year, for all his, her, or their Slaves other than such as are contained in the account now delivered in to the Collector or Collectors as aforesaid pursuant to the directions of this Act, & all & every person or persons who shall refuse to produce such Receipt or Certificate, or to make Oath as aforesaid, shall be liable to pay Tax for the whole number of his, her or their slaves, & the said Collector or Collectors shall in default of payment accordingly issue executions for the same, as herein before directed.

AND BE IT FURTHER ENACTED that the said Collectors respectively shall on or before the first Tuesday in November deliver the same together with the Tax list aforesaid, also an Account of the Lands held by Absentees or

persons

persons not resident in the County unto the publick Treasurers of this State & at the same time shall pay unto them all such Monies as by them or either of them shall have been respectively received in pursuance of this Act, after deducting for Commissions at the rate of one shilling for every pound, & at the Rate of sixpence a Mile for every Mile they reside distant from the Treasurers aforesaid & the said Collectors respectively shall sign the Tax list by them delivered & at the same time upon Oath, shall deliver to the Treasurers an Account of their own Lands, Slaves and Estates in like manner as by this Act is required of others to be given to them & shall pay the Tax for the Same accordingly, in default whereof the Same shall & may be assessed & levied by the Treasurers in manner aforesaid.

AND BE IT FURTHER ENACTED; That all deeds & conveyances of any Lands Tenements Goods or Chattels by any person or persons whatsoever made with an Intent to avoid being assessed or paying tax for the same as aforesaid, shall & are hereby declared to be fraudulent, & void to all intents & purposes whatsoever.

AND BE IT FURTHER ENACTED, That the Several Collectors or any or either of them who shall neglect or refuse to do & perform the several matters hereby required of them respectively to be done within the time prescribed by

by this Act, shall for every such neglect or refusal forfeit the sum of Ten pounds to this State for the support of Government, to be Sued for & recovered by the Attorney-General of this State.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Treasurers shall & they are hereby empowered & required within thirty days after he shall receive any list or lists of defaulters to issue Warrants under their Hands & Seals against each of the defaulters for such Amount of Taxes as shall appear by the said Returns to be due from such defaulters respectively, whether the defaulters be such for themselves, or as Attornies or Agents for others, or otherwise excepting as herein before excepted, to be directed to any Sheriff for the County where such defaulter or defaulters shall reside, requiring him immediately to levy the same by distress & sale of the defaulter or defaulters Goods & Chattels returning to the said defaulter or defaulters the overplus of any, after deducting his lawful charges for the same.

Augusta May 4th 1778

By order of the House
JAMS. WHITEFIELD
Speaker

(State

(State Archives.)

An Act to alter and amend a clause or clauses of an act entitled "An act for attainting such persons as are therein named of high treason, for confiscating their estates, both real and personal to the use of this state, for establishing boards of commissioners for the sale of such estates, and for other purposes therein mentioned," and for the better and more effectual carrying the other purposes of the said act into execution.

Preamble.

WHEREAS in and by an act of this state, passed for attainting persons therein mentioned of high treason, and for confiscating their estates both real and personal, to the use of this state, for establishing boards of commissioners for the sale of such estates, and for other purposes therein mentioned, IT IS ENACTED AMONG OTHER THINGS, That every buyer of personal goods and chattels, so directed to be sold, shall pay one fourth part of the amount of every such purchase so made by persons within the description of the said act, to the said boards respectively for the use of the said state, and shall give good and sufficient security, to be approved of by the said boards, respectively, for payment of the remaining part of the purchase money, within three years after the day of sale with interest for the same at the rate of eight per cent. per annum, to be paid in the following manner, that is to say: One third part of

of such remainder at the end of one year, one other third part at the end of two years, and the remaining third part at the end of three years, together with the whole of the interest at the end of each year respectively, to the use of this state, payable to the governor of this state, for the time being: AND WHEREAS, it is directed that the real estates of such persons as are mentioned in the said act of attainder and confiscation shall be disposed of and sold at a credit of five years paying interest for the same at the rate of six per cent. per annum. AND WHEREAS the powers vested in the said several boards of commissioners appointed and constituted in and by the said in part recited act are repealed, and the said board respectively abolished and the powers and authorities given to the said commissioners are, by a subsequent act of this state vested in the legislature of this state; AND WHEREAS it is deemed expedient for the advantage of this state, and the better to carry the purposes of the said act of attainder into execution, that the terms prescribed in the said in part recited act with regard as well to the sale of the personal goods or chattels, as the real estate thereby directed to be sold, should be changed: BE IT THEREFORE ENACTED, AND IT IS HEREBY ENACTED, BY THE REPRESENTATIVES OF THE FREEMEN OF THE STATE OF GEORGIA, IN GENERAL ASSEMBLY MET, AND BY THE AUTHORITY OF THE SAME, That from and immediately after

Terms of sale in the act of attainder repealed

after the passing of this act, the said in part recited clauses of the said act of attainder and confiscation be, and they are hereby repealed; and that, in lieu of the terms mentioned in the said clauses, the sheriffs of the several counties for the time being, are hereby directed to expose to public sale, to the highest bidder, the personal goods and chattels of such persons mentioned in the said act; and that all sums of two hundred pounds and under be cash; all above two hundred pounds to be half cash, the other half one year's credit, with interest from the delivery; land security to be taken for all sold on credit, and four per cent. to be allowed for prompt payment on the parts for credit, before the delivery of such goods and chattels.

All sales of personal estates under two hundred pounds to be for cash, above that sum half cash, one year's credit on the other half with interest.

2. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That the said sheriffs be, and they are hereby directed to sell and dispose of the real estate directed to be sold as aforesaid, to the highest bidder, the one fourth part of the purchase money to be paid at the time of such sale, and the remainder in three equal payments, yearly, together with interest from the day of sale, at the rate of eight per cent. per annum, and the said sheriffs (under the inspection of a committee appointed by the house) are hereby directed to demand, and take of such buyer of real estate, so sold as aforesaid, good and sufficient security by mortgage on the premises, and other security as may be necessary for the safety of this State, for the faithful

One fourth to be paid down on the sales of real estates.

Credit for one two and three years with eight per cent. interest.

With mortgages on the premises, and other security.

faithful payment of such remainder of purchase money so due and to be paid as directed by this act.

Titles, how to be executed.

3. *And be it further enacted, by the authority* aforesaid, That the respective sheriffs in each county in the said state, be and they are hereby authorized and empowered to make and execute title or titles to such person or persons as may purchase any part or parts of the said confiscated estates, either real or personal, and that such title or titles be, and they are hereby declared to be, valid in law.

By order of the House,

N. W. JONES, *Speaker.*

October 30, 1778.

(State Archives.)

AN ACT, *for the better ordering and regulating the Militia of this State.*

WHEREAS a well ordered and disciplined Militia, is essentially necessary, to the Safety, peace and prosperity, of this State, and a Militia Law, upon just principles hath ever been regarded, as the best Security of Liberty and the most effectual Means, of drawing forth and exerting

exerting the Natural Strength of a State, BE IT ENACTED and it is hereby enacted by the Representatives of the People of the State of Georgia in general Assembly met, and by the authority of the same, That the Governor or Commander in Chief for the time being, with the advice and consent of the Executive Council, shall have power to assemble and call together all Male Persons, except as hereafter excepted, in this State, from the age of Fifteen to Sixty Years, within the Towns, divisions, Counties, Parishes or places within this State, at such times, and Arm and Array them, in such manner as is hereafter expressed and declared, and to form them into Companies, Troops and Regiments, and in case of Insurrection, Rebellion or Invasion them to lead, conduct, or employ, or cause to be led, conducted, and employed, as well within the said Towns, divisions, Counties, parishes or places, where such Persons reside, as into any other division, parish, County or place within this State, for suppressing all such insurrections, as may happen to be, AND BE IT FURTHER ENACTED by the authority aforesaid, that in every division within this State, there shall be formed, one or more Battalion or Battalions, as the case may happen and within every Parish, in the respective divisions, one or more, Company, or Companies, which said Battalions, and Companies, shall consist of such Number of Men, as follows: That is to say, each Battalion men, and each Company of not more than Sixty or less

less than Twenty-five men (except the Grenadiers, Light Infantry and the Independent Artillery Companies one Captain two Lieutenants and not more than, four Sergeants, and the said Companies so formed, shall, and they are hereby required, to elect by Ballot, fit and discreet persons, within their respective divisions, to be Officers of the said Company, in the rank and degree of Captain, first and second Lieutenants, and the said Captain, of each Company, shall have a right to appoint such Persons, to be Sergeants, as to him shall seem right, and a Suitable Person for a Clerk in his Company-

AND BE IT FURTHER ENACTED by the authority aforesaid, that the Commissioned Officers, of each company, so elected and chosen as aforesaid, forming such Regiment or Battalion, NWJ of each division, in this State, shall as soon as may be, Elect by Ballot, fit, able and discreet men, to be Field Officers of the said Regiment or Battalion, consisting of one Colonel Lieutenant Colonel and one Major, and the Governor or Commanding Officer of this State, upon being properly certified of such Election of Field Officers of Regiments or Battalions and each Officer, directed, to be elected by this Act by the Persons forming themselves into Companies, is hereby required to give and grant such Officer and Officers, his and their Commissions, specifying the Nature of the Appointment, of such Officer or Officers and the duties required of him and them PROVIDED such Choice and Election

be

be made, within two Months, from the passing of this Act, in the several Counties of this State, and it is the intent and meaning of this Act, that there be a general Election thro' this State, and where the Companies now formed, shall not proceed within the aforesaid time, to the Election of Officers, it shall be considered that the Officers already chosen are approved of, and Commissions granted them as if they had been chosen anew. - AND BE IT FURTHER ENACTED by the authority ads.[d]. that in case of the death, or departure, from the State, or Re-
NWJ signation of any Officer, that hereafter may be appointed, and elected, such Vacancy shall be filled up, by some person, residing in the district, where such Company belongs, and vacancy so happening; and in Case it shall happen, that there be not twenty five men, in a district, they are forthwith, to be joined to some one or other of the Companies, nearest to such district or division

AND BE IT FURTHER ENACTED by the authority aforesaid, that it shall be and may be lawful to and for the Colonel or in his absence the next Field Officer of every Battalion formed, or to be formed in this State, to cause such Companies to assemble together, within the County or division, of such Battalion, to which such Companies, shall respectively belong, And there to train and exercise such Companies in Battalions in such manner and form, and in such mode and way of exercise as shall be fixed

on

on by the Governor and Council of this State; and all companies now formed, or that hereafter may be formed upon any Islands along the Sea Co[a]st, in this State, shall not by this Act be obliged to appear at any General Muster, but at Musters within their districts, and Islands, as often as, is hereafter pointed out and directed

AND BE IT FURTHER ENACTED by the authority aforesaid, that the Captains of the several Companies, in each division or County, in this State, shall respectively enter, enlist and enroll, the names of all the Male Inhabitants, of this State, from the age of Fifteen, to Sixty Years, within their several and respective Counties, and divisions, and shall cause the several Persons so enlisted, to be duly summoned to appear, at the times and places appointed for ordinary Musters, in each respective County, and division, and the publishing the Muster days aforesaid shall be deemed a sufficient Summons, within the intent of this Act, to oblige the Persons liable to appear at such Musters and the Persons whose Names shall be so entered enlisted and enrolled shall be deemed and held to be enlisted in and to belong to the Company of that County or division in which they shall so be enlisted and enrolled and shall be obliged to appear at Musters and on all other occasions and to be subject to the directions of this Act without any further Notice whatsoever AND BE IT FURTHER ENACTED by the authority aforesaid

aforesaid, that every person liable to appear and bear Arms at any Muster, exercise or training hereby appointed, pursuant to the directions of this Act, shall constantly keep and bring with him, to such training, exercising or Muster, one good Gun, Bayonet, hanger, sword or hatchet, a Cartouch Box, twelve Cartridges a powder horn and half pound of Powder, with at least twenty four rounds of Lead, a Worm, pricker and four Flints each, to be produced at Musters and at all other times retained in every Persons House, and it shall and may be lawful to and for the Officers of the respective Companies as many times as may be agreed upon by them to visit the Inhabitants belonging to their said Companies and to demand a sight of their Arms, Furnature Ammunition and Accoutrements aforesaid and in Case it appears any Person shall neglect or refuse to produce any of said Arms, Furnature Ammunition and Accoutrements or to suffer the same to be viewed and inspected, or if when produced the said Officers shall find the same defective, every Person offending shall forfeit a Sum not exceeding Five pounds to be recover'd and levied as other Fines are directed to be recovered by this Act and in Case any Person liable to appear and bear arms at Musters as aforesaid shall neglect or refuse to appear compleatly armed and furnished as aforesaid at any General Muster of the Battalion to which the Company in which he is entered and enlisted shall belong, every such person shall forfeit and pay a Sum not exceeding Ten pounds

pounds and in case any such Person shall neglect or refuse to appear in manner aforesaid at any ordinary Muster, every such person shall forfeit and pay a Sum not exceeding five pounds, which said several penalties shall be recovered and disposed of as herein after directed.

AND BE IT FURTHER ENACTED by the authority aforesaid that in case any Person (not herein after exempted) liable to bear Arms shall remove from one division or County to the other, it shall be lawful for the Captain or Commanding Officer of the Company to which such persons last belonged, to levy the penalties inflicted by this Act for non Appearances at Musters and for not having or being provided with sufficient Arms and Furnature, in the same manner as if such Person had not removed from the division or County to which he belonged untill such time, the Person so remaining shall produce a Certificate from the Colonel or commanding officer of the Battalion or from the Captain or Commanding Officer of the Company of the division or County into which such person shall remove, that such person is entered, enlisted and enrolled in the company of such Captain or commanding Officer of the division or Battalion to which such person is removed.

AND WHEREAS it may very much contribute to the safety and welfair of this State, to have a Troop or Troops of Horse and a Company of Artillery for the first, second and third Battalion

Battalion in readiness on particular and extraordinary occasions, BE IT FURTHER ENACTED by the authority aforesaid that the Governor or Commander in Chief for the time being, be hereby authorized and empowered from amongst the Inhabitants of this State who have sufficient substance to undergo the Charge and will Voluntarily come and enlist, to form a troop or troops of Horse and companies of Artillery not exceeding fifty men of each Battalion and it shall and may be lawful for the Commissioned Officers, appointed to command such troop or troops of Horse and Companies of Artillery to Muster train and Exercise them, not less than once in two Months in times of peace, at such place or places as the Commanding Officer of each troop of Horse or Company of Artillery shall direct and appoint, the said troop or troops of Horse and Companies of Artillery, to be and remain and be subject to the same pains and penalties, as other Companies now or hereafter may be raised by virtue of this Act, are, or may be, subjected to.

AND BE IT FURTHER ENACTED by the authority aforesaid, that every Captain or other Inferior Commissioned Officer of any company within this State who shall refuse or Neglect to conduct or lead his company or attend the same to the place of Rendezvous at any General Muster hereby appointed, or to the exercising the Company in Battalion, according to the directions of this Act, every such Captain or other inferior

inferior Commissioned Officer of any company, who shall so refuse or neglect as aforesaid, shall for every such offence forfeit and pay a sum not exceeding twenty pounds and the said Offences shall be heard and determined and the said fines levied in the same manner as other Offences of Captains or other commanding Officers of Companies by this Act, are directed to be tried, heard, determined and levied.

AND BE IT FURTHER ENACTED that it shall and may be lawful, for every Colonel, or in his absence the next Commanding Officer, in command, and they are hereby directed to order and appoint General Musters of their respective Battalions as well of Horse as foot, not exceeding four times, nor less than twice every Year in times of War and twice in every Year, in times of peace, at such times and places in the County or division to which they respectively belong, as shall be issued in Orders by the Commanding Officer of each Battalion (PROVIDED always, and it is hereby declared and enacted, that in Case of an Attack, Invasion or Insurrection made on any County in this State, it shall and may be lawfull for, and the said Colonel or other Commanding Officer, of the Battalion of such County, is hereby required to order out, lead forth and March with his said Battalion, or any part thereof, to repel such Attack, or invasion, in such way, as he may judge proper, giving immediate Notice thereof to the Governor, by express, under the penalty

penalty of One hundred pounds, and also every Captain or other Commanding Officer, of the several Companies, in this State, are hereby directed, and required, to assemble, Muster, train and exercise, their respective Companies for ordinary Musters, Once in every Month in time of War and once in every two Months in time of peace, in such way, and at such times and places, as the said Captains or other Commissioned Officers of Companies shall or may think fit to appoint, giving Notice of such Muster by beat of drum, or in such other expeditious manner as such Colonel, Captain, or other Commanding Officer shall think fit PROVIDED also and it is hereby declared that no person or Persons whatsoever shall be compelled or obliged, at any General Muster, to go out of the County, where such Person resides, nor to remain at the place of such General or Ordinary Musters, above one day, except in time of Actual Rebellion, insurrection, or invasion, or State of Alarm, that may happen-

AND BE IT FURTHER ENACTED by the authority aforesaid, that the said Field Officers, hereby are declared to have a right, and are directed to appoint, proper Persons, to be Adjutant and Quarter Master, of their respective Battalions, AND BE IT FURTHER ENACTED by the authority aforesaid, that no Civil Officer whatsoever shall on any pretence execute any Process (unless for treason, Felony or Breach of the Peace) on any person whatsoever

ever at any Muster, or other time, when such Person, is obliged to bear Arms, in direction of this Act, nor in going to, or returning from, any Muster, or place of Rendezvous, or within twenty four Hours, after such Person shall be discharged, from appearing in the Battalion or Company, to which he shall belong, under the penalty of Twenty five pounds, and the service of any such process, on any such Person is hereby declared to be void, and all Arms and Furnature, which are by this Act required to be provided, shall not be liable to be seized, destrained or taken, in Execution for any cause whatsoever under the penalty of Fifty pounds, to be sued for and recovered against the Person or persons so offending, in such Manner as hereafter is directed- AND WHEREAS to repel the Invasion of any publick Enemy and to suppress any dangerous insurrection or Rebellion, it may be absolutely necessary to assemble and raise the greatest part of the Militia of this State BE IT THEREFORE ENACTED by the authority aforesaid, that if the Governor or Commander in Chief for the time being, shall receive information, that any Enemy, or armed force, shall suddenly intend to invade this State, or if any dangerous insurrection or Rebellion, shall be actually raised, which cannot be suppressed by one single Company, it shall and may be lawful for the said Governor and Commander in Chief for the time being, by and with the advice & consent of a Majority of the Executive Council then present, to raise and

Assemble

Assemble so many of the Battalions, Troops, and Companies in this State, as the said Governor or Commander in Chief shall think sufficient and able to repel and suppress any such Invasion, insurrection or Rebellion and for the more effectual execution thereof, it shall and may be lawful for the said Governor or Commander in Chief, for the time being, with the consent aforesaid to make and publish, or cause to be made and published an Alarm throughout the whole State, by firing six Guns, two at a time, three Minutes distance, and by sending Orders and expresses to the Field Officers or other Officers of the Militia, to raise their several and respective Battalions, Troops or Companies, or such part of them as shall be ordered to march and rendezvous at such proper times and places within this State, as the said Governor or Commander in Chief shall think Fit, and the said Alarms shall be carried on thro' the whole State, by all the commissioned Officers of the militia in the most convenient and ready way from place to place and by speedy raising their several companies, and taking all effectual measures, to give notice of the Motion of the Enemy, and forwarding with the utmost expedition all necessary Information, to the Governor or Commander in Chief, and by putting in Execution all such orders as they shall receive from their Superior Officers, And in case any person liable to bear arms shall refuse or neglect, to communicate any alarm that may happen, or give notice according to his best endeavors

endeavors, of the Enemies approach, every Person so offending shall Forfeit and pay the Sum of Fifty pounds, and in case any such person after he hath given notice of an Alarm, does not forthwith repair, compleatly Armed and accoutred as aforesaid, with all convenient speed, to the place where the Regiment, Troop or Company, to which he shall belong shall be appointed to Rendezvous, every such Person shall forfeit a Sum not exceeding one hundred pounds.

AND BE IT FURTHER ENACTED by the authority aforesaid, that when it shall so happen, that the Militia of this State, or any part thereof, are raised and embodied, and incamped or marching, with intent to oppose the Enemy, or otherwise to act in defence of this State, such Militia on duty as aforesaid, shall be subject to the Continental Articles of War, are hereby declared to be the rule of conduct of such Militia, and all officers and privates, so on duty aforesaid, are hereby directed to govern themselves in conformity thereto, except in cases, where, by the said Continental Articles of War, Corporal Punishment, of any nature is ordered to be inflicted, and instead of such Corporal Punishment, pecuniary Mulcts and Fines shall be inflicted, levied and recovered from Offenders, not exceeding Fifty pounds, for any offence to be adjudged of by a Court Martial, in such manner as is hereafter directed, And in case the person so offending, shall think himself aggrieved

grieved by such a Fine, he has authority thereby, to appeal from such sentence of a Regimental Court Martial, to a General Court Martial.

AND BE IT FURTHER ENACTED by the authority aforesaid, that in case of an Alarm, insurrection or invasion, all Field Officers, or Captains are hereby directed to make application to the nearest Magistrate where any Militia, on duty may be stationed, and make known to the said Magistrate, if need be, the necessity, of impressing provisions and other necessary Articles for the use of such Militia, or others encamped, or Marching to oppose the Enemy as aforesaid, and upon such Case being known, and the necessity appearing, the said Magistrate is hereby required, to issue a Warrant under his hand & seal, directed to any Constable of the County or Parish, Officer or Private of such Battalion, Troop or Company requiring them or either of them, to impress any provisions, Horses, Waggons Carriages, Boats or Vessels, with their Furnature and appurtenances, and whatever other things they shall want, or need of, and as are expressed in the warrant for that purpose, to and for the use of this State; And the said provisions or other things so impressed as aforesaid, by those empowered so to do, shall be brought to, and appraised and valued on Oath by three or more indifferent persons, beeing Freeholders and competent to judge of the things so impressed,

and

and that when the same shall be so valued and appraised, the said officer shall give a receipt to the Owner thereof, and that he do cause the said valuation and appraisement, to be entered in a Book, for that purpose, and that the said appraisers, shall appraise & ascertain any loss or damage that may happen or befall to the said Effects, so impressed for the service aforesaid, or allow a competent hire for the same when returned to the said owners, as the case shall require, and the same to the given under the hands of the appraisers, certified by such commanding officer, to the Owner or Owners, directed to the Governor & Council who if they approve of the same, shall draw on the Treasurer for the Amount of such certificate, who are hereby ordered to pay the same, and also that such Commanding Officer of such Battalion or Company after such alarm shall be over, and before his men be discharged, shall order as many persons, under his command as may be necessary, to return such Horses, Boats, or other effects they shall have impressed, to the respective owners they giving receipt upon the delivery of the same, and the persons returning the Effects herein before mentioned shall be allowed a reasonable sum of Money for their trouble, upon producing a Certificate of such Service being performed, by the Commanding Officer, and of which the said officer shall judge, and draw on the Treasurers of this State, for and who are directed to pay the same sum of Money so allowed as aforesaid.

And

AND BE IT FURTHER ENACTED by the authority aforesaid, that the Commanding Officer, or Captain of each Company do lodge and secure in some convenient place, for the public use all provision and ammunition impressed, by virtue of any Warrant for that purpose, and that shall remain unexpended after an Alarm, and that he transmit the same to the public Commissary within twenty days after such alarm is over, and the Commissary is hereby required to lay such accounts before the Governor or Commander in Chief for the time being, who is hereby authorised and empowered, by and with the advice and consent of the Executive Council, to order such remaining stores to be sold, and the Monies arising therefrom to be paid into the public Treasury, to be disposed of, as the General Assembly shall direct, AND WHEREAS in time of invasion, if the Militia of the whole State, were to be assembled, great danger might arise from Insurrections, or other wicked Attempts of Slaves, for the prevention thereof BE IT ENACTED by the authority aforesaid, that when it shall be found necessary, to march the several Battalions, Troops or Companies, or any of them, out of their proper divisions or Counties one third part at least of every Company in this State, shall stay and remain where they belong, and be formed into patrols under the command of such officers, as the Commissioned Officers of the Company shall appoint, and under whose command, they shall respectively continue, untill

till the rest of the Company shall return to their habitations, and be discharged from bearing arms, and the Patrols so formed shall be obliged to be on constant duty, and to ride patrole and guard the plantations, and keep the Slaves, in good order, and place proper Guards, Centinels and Watches, at proper places, to give notice of danger, and to take up all white Persons who cannot give a satisfactory account of themselves and carry them before a Justice of the Peace to be dealt with as is directed by the Vagrant Act, and the said Patrol hereby established, have full power and authority, to take up try and punish, all disorderly and mischievous Slaves by ordering such Slave or Slaves, a number of lashes not exceeding thirty nine and in case any person or persons whatsoever, who shall stay & remain as aforesaid shall neglect or refuse to ride patrol or to watch, stand Centinel or keep Guard, or do any other duty hereby enjoined, or shall refuse to obey the lawful Commands of any person who shall be appointed to command such Patrol, every person so offending shall forfeit and pay a sum not exceeding Ten pounds sterling.

AND BE IT FURTHER ENACTED by the authority aforesaid, that when any Company, shall receive Orders to march out of their County or division, the Captain or other Commanding Officer, present, shall cause the names of all the persons who are entered & enrolled in such Company to be wrote down on small pieces of

of paper, to be folded up and put into a Hat, shaken together, and the Clerk or Sergeant of the said Company shall draw out of the hat, the names of so many persons as will exceed two thirds of the said Company; and the persons whose names shall be drawn, shall march according to such orders as may be given for that purpose, by their Superior Officer, PROVIDED that after they are drafted, they shall continue in rotation untill the whole Company has done duty, and the rest of the Company so remaining in their several Counties or divisions, are directed and required to do the patrol duty as directed by this Act; PROVIDED always, that if any person whose name shall be drawn as aforesaid, and be thereby obliged to march, can procure an able man, to be approved by the majority of the Officers of the Company, to which such Persons belong, compleatly armed and Furnished, as this Act directs, every such person shall be permitted and have liberty to do so, and upon sending out such able man in his stead, shall be excused from marching in person PROVIDED also, that the person who procures and sends another, in his room, shall not withstanding be obliged to do patrol duty, as formed by this Act, and shall be subject to all the penalties and forfeitures by this Act inflicted, on such as shall be guilty of disobedience, or neglect or refuse to ride in such patrol.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that if any officer of Militia

tia, or any other Person whatsoever who by this Act, shall be obliged to bear arms, shall knowingly or wilfulfully, in time of Rebellion, insurrection or invasion, offend in anything against this Act, or shall neglect or refuse to do, execute or perform, any Act, matter or thing, which by this Act is required, directed prescribed or enjoined by him or them to be done, executed or performed, for which no particular penalty, is hereby inflicted, that every Person so offending neglecting or refusing, as aforesaid, shall incur, forfeit and pay the several mulcts penalties and forfeitures, following, that is to say, if such Person so offending, refusing or neglecting as aforesaid, shall be a commissioned officer of the Militia, above the degree of a Captain, the several persons hereby impowered to hear & determine offences committed against this Act, shall and may and they are hereby authorized & empowered to inflict on such person a pecuniary mulct or fine not exceeding the sum of one hundred and Fifty pounds, and in case the person offending, shall be a Captain, or any inferior commissioned officer under the degree of a Captain in the Militia, a pecuniary mulct or fine shall be inflicted as aforesaid, not exceeding the sum of one hundred pounds, and if any non-commissioned officer of the respective troops or Companies, or any private person that is obliged to bear arms as aforesaid, shall offend in anything against this Act, for which no particular penalty is inflicted, there shall be inflicted as aforesaid a

Mulct

Mulct or Fine not exceeding the sum of Fifty pounds, according to the nature of the offence but if any person so offending shall have no goods to be levied on, and shall neglect or refuse to pay the mulct, or fine which shall be inflicted as aforesaid, for the space of ten days, he shall be committed, to the next common Goal, or other place of confinement, and there to remain for a space of time not exceeding one month.

AND BE IT FURTHER ENACTED by the authority aforesaid, that all offences against this Act, shall be examined heard and tried, adjudged and determined, in manner following, that is to say all offences committed by any Field Officer shall be heard, tried and determined, by the Governor of this State, for the time beeing, and a Majority of the Council, and all offences committed by any Captain or inferior commissioned Officer shall be heard, tried and determined by a Court Martial to consist of not less than seven Commissioned officers of the Battallion, to which such Captain or inferior Officer shall belong; and all offences committed by any non commissioned officer, or private person, who by this Act is obliged to bear Arms, shall be heard, tried & determined before the Majority of the commissioned Officers of the troop or Company, to which such person shall belong, at such time or times place or places as the said Officers shall think fit, to assemble and meet together and the said Commissioned Officers of the said troop or Company or a Majority

ity of them, shall proceed against such offender or offenders so summoned in the most expeditious and summary way without observing formalities of law, only examining into the truth of the Case, by the examination of witnesses upon oath and such other Evidence as can speedily be had, and upon conviction of any offender the said Governor & Council or field Officers, or Commissioned Officers respectively, are fully authorized and empowered to levy the mulcts and penalties inflicted by warrant of distress and Sale of the offender's goods, returning the overplus if any there be, but in case the offenders shall refuse to produce Goods, then by warrant to commit the offenders to the next Common Goal, or other place of Confinement, and in case it shall so happen, that if any Person or Persons, against whose Body such Warrant shall be granted as aforesaid, shall be refractory and refuse to give obedience thereunto, the Marshals or Sergeants aforesaid or other person or persons, to whom such Warrant shall be directed, are hereby impowered and required to demand all necessary assistance to compel such offender to the common Goal or other place of Confinement and all the Charges and expence which shall attend the execution of the Warrant of Commitment aforesaid, shall be taxed and ascertained by any Justice of the Peace in this State, who is hereby required to do the same, without Fee or Reward, and such taxation shall be delivered to the keeper of the said Goal, together

gether with the said Warrant, and such offender shall remain in prison for the space of one Month, untill the said fine or Mulct, and the charges and expences so taxed, shall be fully paid and satisfied.

AND BE IT FURTHER ENACTED By the Authority aforesaid, that all fines and penalties whatsoever except as hereafter excepted shall be applied in providing Drums Colours arms and other accoutrements for the use of the Battalion Troop or Company to which such Officer or private so fined respectively belongs.

AND BE IT FURTHER ENACTED by the authority aforesaid, that one half of all Fines incurred for non appearance at private and General Musters be given to the Sergeants of the respective Companies for their trouble in collecting the Fines which may be incurred under and by virtue of this Act.

AND BE IT FURTHER ENACTED by the authority aforesaid, that the Militia of this State when ordered out on scouting shall be entitled to the following pay for such time as they may be actual service viz.t Officers and privates the sum of one shilling and three pence per diem, for pay, and two shillings and three pence in lieu of rations, and proper pay Rolls shall be produced of the names of the Persons doing such duty, the date of their entrance and discharge and by whose orders the same was

done,

done, which shall be certified by the Commanding Officer of the department, and attested by the Officer commanding the Scout.

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that nothing in this Act, shall extend to oblige the following Persons from doing common Militia duty— Viz[t] the Members of the House of Assembly, Chief Justice, Attorney General, School Masters, Ministers of the Gospel, Collectors of the Customs, Printer, Auditor general, except in cases of Alarm and that the Persons herein after named, be exempt from all Militia duty, to-wit— the Governor and Executive Council, Physicians, Surgeons, Pilots, Ferrymen, Sheriffs, Treasurers, Lunaticks, Idiots and Madmen.

AND BE IT FURTHER ENACTED by the authority aforesaid, that in order that neither officer or men may plead Ignorance, it is further directed, that the Commanding Officer of each company shall cause this Act, to be read at the head of his Company at least three times in every Year & in case of neglect he shall be fined in a sum not exceeding twenty pounds.

AND BE IT FURTHER ENACTED by the authority aforesaid, that this Act shall continue and be of force, for and during the term of three years, and from thence to the end of the next session of Assembly, unless the same be altered,

tered, revised and amended by this or some future House of Assembly.

By order of the House

NW JONES Speaker.

November 15th: 1778

(State Archives.)

An act to compel non-residents to return within a certain time or in default thereof, that their estates be confiscated, and for confiscating the estate of William Knox, Esq. formerly provost marshal, of the then province, now state of Georgia.

Preamble.

1. WHEREAS great indulgence hath already been granted to persons residing in the dominions of the king of Great-Britain holding property within this state; AND WHEREAS it is necessary that such persons should share with the good people of this state, the expence and danger of defending the same: BE IT THEREFORE ENACTED BY THE REPRESENTATIVES OF THE FREEMEN OF THE STATE OF GEORGIA IN GENERAL ASSEMBLY MET, AND BY THE AUTHORITY OF THE SAME, That the estates of all persons above the age of twenty-one years residing in the dominions of the king of Great-Britain, situate and being within

Estates of persons residing in the British dominions, forfeited unless they return to the state and take certain oaths, within twelve months.

Estates of Non-Residents to be Confiscated.

within this State, who shall not within twelve months next after the passing of this act come within the same and take and subscribe the oaths of the state as directed and required by the constitution and laws thereof, shall be forfeited, confiscated, and sold to the use of the state, and the monies arising therefrom applied to the like uses, as the monies arising from the sales of the estates under the act of attainder and confiscation, *Provided*, That nothing in this act shall be construed to extend to persons disabled by a former act of this house, entitled an act for attainting certain persons therein mentioned of high treason for confiscating their estates both real and personal to the use of this state.

William Knox.

2. AND WHEREAS William Knox hath by a long train of inimical acts forfeited all and every degree of right to protection of property within this state, and hath been very active in advising and continuing the miseries and calamities with which the good people of this state hath been afflicted: *Be it therefore enacted, by the authority aforesaid*, That the estate of the said William Knox, both real and personal, be sold under the regulations of the act of attainder, and the monies arising from the sales be applied to the uses directed by the said law.

His estate to be confiscated and sold.

By order of the House.

N. W. JONES, *Speaker*.

November 15th, 1778.

(State

(State Archives.)

An act to revive and continue the several acts therein referred to.

Preamble.

1. WHEREAS several useful and necessary laws of this state (then province) are expired, and divers other good and wholesome laws will expire with this present session, and to the end that disputes and difficulties may not arise, touching the present validity of the said laws so made and passed as aforesaid, within the said territory of Georgia: BE IT ENACTED BY THE REPRESENTATIVES OF THE FREEMEN OF THIS STATE IN GENERAL ASSEMBLY MET, AND BY THE AUTHORITY OF THE SAME, That from and after the passing of this act, all laws heretofore made in the then province, now state of Georgia, and have not been repealed: and all the laws of England, as well statute as common, and heretofore used and adopted in the courts of law of the then province, now state of Georgia, and which were used and of force at the time of revolution, except part of an act entitled "An act to regulate and extend the trade and commerce of this state, and to establish an insurance office, for the encouragement thereof, and also to restrain the selling of merchandize by public auction within the same," so far as the same respects the sale of merchandizes by public auction, shall be of full force, virtue and effect, to all intents and purposes as were heretofore had, used and revived, as the law of this land, any law, usage, custom, article, matter

Provincial and English laws heretofore in use, not repugnant to the constitution, declared in full force.

Exception.

matter or thing, at present adopted in a change of government, to the contrary in any wise notwithstanding, so far as the same do not contradict, weaken, hurt or interfere with the resolves and regulations of the honorable the continental congress, or of any resolve, or regulation of this or any former assembly, congress or convention, held in and for this state; and in particular the constitution of the same, made and agreed to by the representatives of the people in convention assembled, and ordered to be the rule and government of this state, and the same shall extend to, and be in as full force, power and effect, and in as full and ample a manner as the same were formerly of force in this state, (then province) as if the said territory were an independent state at the time of making, and passing such laws.

Public act.

2. AND BE IT ENACTED, That this act shall be a general act, and shall be taken notice thereof as such by all judges, and other officers of justice or government within this state, without the same being specially pleaded.

Continuation.

3. AND BE IT FURTHER ENACTED, That this act shall be and continue, and be in full force until the first Tuesday in January, in the year of our Lord, one thousand seven hundred and seventy-nine, and from thence to the end of the next session of Assembly.

By order of the House.

W. JONES. *Speaker.*

November 15, 1778. (State

(State Archives.)

AN ACT

For the more speedy and effectually settling and strengthening this State.

WHEREAS in any situation, but more especially in the present, when the Counties and Towns upon the Sea board are in the hands of the enemy, it is highly necessary that some place should be established for the Seat of Government, and transaction of Business in Public Offices; and also for the Granting of Lands, as well to those Citizens who have lost possession of their lands, in the said Counties and Towns, or others who may be induced to come into and settle the rich lands of this State.

BE IT THEREFORE ENACTED by the freemen of this State in General Assembly met, and it is hereby accordingly enacted, that from and after the day of the Passing of this Act the Town of Augusta, in the County of Richmond, shall be considered as the Seat of Government, until directed otherwise by some future meeting of the Legislature; and to which all Records and other publick papers shall be brought as soon as may be, and the respective Offices opened: provided that in case the said town of Augusta should at any time, in the recess of the Legislature be approached or invested so as the same shall appear untenable; then his Honor the Governor

ernor and Executive Council, for the time being, shall remove to such place as the common safety shall make necessary, which shall be considered as the Seat of Government, until the recovery of the said town of Augusta

AND WHEREAS the Lots in the said Town of Augusta have been monopolized by a few persons which most evidently has prevented the full settlement of the same contrary to the original intention and terms of the Royal grants thereof; Be it therefore further Enacted by the authority aforesaid, that the proprietor of every Lot who shall not build thereon, in the manner as is hereinafter mentioned within two years from the passing of this Act, shall forfeit the same to the use of the State; to be sold to the highest bidder, who shall engage and give Satisfactory Security to build thereon. AND WHEREAS the vacant land above and below the said town of Augusta, lying on Savannah River on the North, and joining the common in a line with the South street of the Town, running parallel with the river and joining land of M^{c}Cartin Campbell on the West and Andrew M^{c}CLane on the East, ought to be laid out into Lots and sold for the use of this State, in order to enlarge the limits of the said Town, BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID that five Commissioners, be appointed by this House and the said Commissioners so appointed or any three of them are hereby empowered to lay out the said Vacant Land in lots of one acre each; and also to lay

lay out proper streets and to arrange them with the others in the said Town of Augusta; And the whole shall be included and called Augusta. AND BE IT ENACTED BY THE AUTHORITY AFORESAID that the said Commissioners or any three of them shall cause the said lots to be sold At publick Vendue in Augusta, by the Sheriff of the County giving one Months notice after the same shall be laid out as aforesaid receiving one half of the purchase money down, and taking bond with approved Security for the Payment of the other half within twelve Months after every such Sale; provided that no one person shall be allowed to hold more than one Lot, in his own right within the term of five years next ensuing, or any other Person for him.

AND BE IT FURTHER ENACTED by the authority aforesaid, that his Honor the Governor in Council be and he is hereby empowered to sign Grants for the same, to the respective purchasers, each first giving approved security to settle and build upon the same as is herein after directed.

AND WHEREAS the Streets in the Town of Augusta as well as the Road on either side, up to Raes Creek and down to the Sand Bar are not regular or Strait. Be it therefore Enacted by the authority aforesaid, that the said Commissioners or any three of them, be empowered and directed to lay out measure and post the same in the best and most regular way And Whereas the remote situation of Brownsborough renders it

it a very unsafe place for a Jail and Court House. BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID that a Court house and Jail for the County of Richmond be built in the Town of Augusta on one of the publick lots in Broad Street under the directions of the said Commissioners or three of them, and that all Malefactors shall be there confined and tried and suits at Law heard and determined during the present War

AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, that no person proprietor of any Lot in Augusta, or any Person for him shall be allowed to erect any dwelling House upon any of the said Lots under the dimensions of twenty by sixteen feet, and if the same shall be in above it shall be framed and built in a workman like manner and shall be placed in such part of the lot as shall be pointed out and directed by the said Commissioners or any three of them, to the end that the said Town may be regularly built.

AND BE IT ENACTED BY THE AUTHORITY AFORESAID that the other publick Lot in Broad Street be reserved for houses of Publick simenaries and Schools. And be it further Enacted by the authority aforesaid, that the said Commissioners or any of them shall reserve two of the best Lots in the Center line of the said Town and distant from each other for houses of publick worship. And also that the said Commissioners or any three of them

them do lay out two acres of ground in the common South of the said Town for publick sematries each opposite to the respective Lots and to cause the same to be cleared and fenced in; and hereafter no Corps shall be entered in the Town.

AND BE IT FURTHER ENACTED, by the authority aforesaid, that the monies arising from the sales of the said Lots shall be deposited in the Publick Treasury for the support of the expences of the State.

AND WHEREAS the rich and healthy lands in Wilkes County and elsewhere in this State remain unsettled, to the great detriment of the commerce and strength of the same, while many of the Citizens of this State are suffering by their lands being in the hands of the enemy, and others being willing to settle and defend the same, as heretofore mentioned, BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID, and it is hereby Enacted, that every Citizen of this State as well as any Citizens of any other States shall be entitled to a Grant of Land in the following manner Viz, two hundred Acres of Land for the head of a family and fifty acres for each member of the same whether white or black; to be laid out any where in this State not in the Possession of the Indians, Provided, that every such Person, before he shall obtain such Grant shall bring the whole of his family into the State

and

and himself take and Subscribe the Oaths of Government: And provided also, that he shall give security to his Honor the Governor and Council for settling the same within Nine Months next thereafter. AND BE IT FURTHER ENACTED by the authority aforesaid, that where it shall appear, that the Commissioners under the former Government sold and made allotments to any person who have settled and still possess the same, such persons shall have Grants in preference to any Other persons whatever. And to the end that every encouragement May be given to induce Men to come from other States, to settle lands in Wilkes County Be it Enacted by the authority aforesaid that every person so coming from another State and settleing in Wilkes County under this Act shall not be compelled to serve in the Militia in any other way or place but in defending the same during the term of two Years.

AND WHEREAS it is essentially necessary for the convenience of Suitors, and Ministers of Publick Justice, that the building a small town at the place appointed for holding Courts in the County of Wilkes should be encouraged BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID that five Commissioners be appointed by this House, and the said Commissioners so to be appointed or any three of them be empowered to lay out one hundred acres of the land circumjacent the said

place

place into a Town and Common; and that the same be sold and granted in the manner pointed out in this Act respecting the Lots in Augusta and the monies arising from such sales appropriated to the like uses.

AND WHEREAS many tracts and parcels of land have been laid out and Surveyed by persons who have been long out and yet are absent from this State, BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID that his Honor the Governor be Empowered to issue a proclamation, admonishing every such person to come in and settle the Land so laid out and Surveyed, within three Months next after the date of such proclamation; otherwise all such Lands shall be deemed vacant.

AND BE IT FURTHER ENACTED by the authority aforesaid that the following shall be the form of all Grants of land within this State.

By authority of the Legislature of the State of Georgia

I A. B. Governor and Commander in Chief of the said State by and with the advise of the Executive Council of the same, now present. Do give and grant to C. D. all that &c. to have and to hold the said tract of Land with all the premises, and appurtenances, to him the said C. D. his heirs and Assigns for ever in fee simple: Given under my hand and the great Seal

Seal of the said State this day of in the year of our Lord One thousand Seven hundred &C

By his Honor &c[a]

AND WHEREAS it will tend greatly to the Interest and strength of the State to establish Manufactors of Iron, to the end thereof of encourageing able and proper persons to undertake the same Be it Enacted by the authority aforesaid that any person or persons who will give approved security to his Honor the Governor and Council for erecting proper and effectual works for that purpose shall be entitled to a grant of two thousand acres for a forge and two thousand acres for a Bloomery and two thousand acres for a furnace.

AND WHEREAS it may so be that a number of warrants and returns of plots may be lost in our late confused State; for remedy whereof; BE IT ENACTED BY THE AUTHORITY AFORESAID, that, where it shall appear upon Oath that any such paper or description of Land may have been lost, that Grants shall pass for the same nothwithstanding free of new expence

AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID that no warrant Survey or plot, made or laid out in the lands yet within the lines of the Indians, shall be held valid and the same is hereby declared Null

Null and void to all intents and purposes whatever nor shall any Grant which may hereafter be surruptitiously obtained, be deemed legal or of any effect.

AND WHEREAS no grants have yet been signed and passed for many allotments, warrants and returns of land; BE IT THEREFORE ENACTED BY THE AUTHORITY AFORESAID, that his Honor the Governor in Council be empowered to sign seal and pass Grants for the same, as soon as possible; and to all other persons who shall apply for lands in the terms of this Act, and of the before mentioned Act commonly called the land Act

AND BE IT ENACTED FURTHER by the authority aforesaid that his Honor the Governor, by and with the advise of the Executive Council be empowered to issue a proclamation pointing out the situation, richness and convenience of the lands within this State and inviteing them to come and settle the same upon the terms and conditions herein before mentioned. And that he be also empowered in like manner, to send one or more fit Persons into other States upon the publick expence, the better to carry the intentions of this Act into execution.

WHEREAS certain persons Citizens of this And the State of South Carolina and friends to the Independency of the same, claim that the lands in the County of Wilkes were originally given up and ceded to the Government of Great

Great Britain by the Creek and Cherokee Indians, in satisfaction and discharge of certain debts and arrears due by the said Indians to the said certain persons Commonly called Indian traders. BE IT THEREFORE ENACTED that any person having or pretending to have any such claim, do lay their claims and accounts before this or some future house of Assembly to be examined, and whatever claims shall be found just and proper and due to the friends of America, shall be paid by Treasury Certificates, for the amount payable, in two three and four Years and carrying six per cent Interest.

AND BE IT FURTHER ENACTED by the authority aforesaid, that William Glascock George Walton, Daniel M^cMurphey John Twiggs and George Wells Esquires or any three of them to be a board of Commissioners for acting under this Act respecting the town of Augusta; and William Downs, Barnard Heard, John Graham Daniel Coleman and John Dooly Esquires or any three of them be a board of Commissioners for acting under this Act respecting the Town at the Court house in Wilkes County which shall be called Washington

AND BE IT FURTHER ENACTED by the authority aforesaid, that this shall be deemed a publick Act; and shall be given at any time specially in evidence

Signed

Signed in and by order of the House

WM GLASCOCK Speaker

Indorsed on the back Act for the more speedy and effectually settling and strengthing this State Read the 1st time 10 January Read the 2nd time 11 January January 23rd read the 3rd time and passed into An Act

Supposed to be passed in 1780.

(From B. P. R. O., B. of T., Georgia.)

AN ACT

To disqualify and render incapable the several persons herein after named from holding or exercising any office of trust honour or Profit in the Province of Georgia for a Certain time and for Other purposes therein Mentioned.

. . . . . .

Commons House of Assembly
July 1st 1780.

(See Revolutionary Records of Georgia, Vol. I, p. 348.)

(B.

(B. P. R. O., B. of T., Georgia.)

AN ACT

To Attaint of high Treason the Several persons herein after Named if they do not render themselves to Justice by a Certain day and for other purposes therein mentioned.

. . . . . .

Council Chamber 9th April 1781.

(See Revolutionary Records of Georgia, Vol. I; p. 364.)

(B. P. R. O., B. of T., Georgia.)

AN ACT

To Amend an Act, intitled, "An Act to attaint "of High Treason, the several Persons there- "in named, if they do not render themselves "to Justice by a Certain Day, and for other "Purposes therein after mentioned.-

. . . . . .

Council Chamber, 19th May 1781.

(See Revolutionary Records of Georgia, Vol. I, p. 371.)

(State

(State Archives.)

An act declaring certain persons, who are therein described, citizens of this state, and for burying in oblivion certain high crimes and misdemeanors.

Preamble.

WHEREAS numbers of persons did, on or about the time of the British troops taking possession of the back parts of this state, receive and take the British protection or oath contrary to their allegiance to this state; AND WHEREAS the said several persons have since that period (convinced of the illegality of such their proceedings and misdemeanors) shewn their attachment and loyalty to the United States, by risquing their persons and engagements, and testifying it by various other actions.

1. This section excluding certain persons from the right of citizenship repealed by act of 1782.

Persons entitled to the rights of citizenship.

2. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That all persons having taken protections as aforesaid, and have joined the army of this or the United States, on or before the fifth day of June last past, shall be looked upon as citizens, and entitled to all the liberties and privileges of free people, except those who have been guilty of murder or plundering, or distressing the peaceable inhabitants of this or any other state.

Certain exceptions.

3. AND

Restoration of Citizenship.

3. AND BE IT FURTHER ENACTED BY THE AUTHORITY AFORESAID, That all persons who shall come in and join any regiment in this state, on or before the first day of October next, not guilty of any of the offences above described, and shall give security to stand his trial for any crime that may be brought against him, that then, and in that case the person shall be suffered to remain until the determination of the court as aforesaid, and if no crimes can be proved against him, they are hereby entitled to all the liberties of a free citizen, and shall take and subscribe the following oath before the commanding officer of the district in which such person may reside or belong, viz. "I *A. B.* do solemnly swear or affirm, without any equivocation or reservation of mind, that I do in truth and sincerity, cheerfully and desirously, renounce and abjure the king of Great-Britain, his heirs and successors, and also the crown thereof forever: And I do further solemnly swear or affirm, that I will bear true allegiance to the state of Georgia, and do every thing in my power to support the independence of the same, agreeable to the declaration passed in congress on the fourth day of July one thousand seven hundred and seventy-six, and also that all treasons, combinations and confederacies, or any movements of the British troops, their emissaries or spies against it, which shall come to my knowledge, I will immediately make known to the officer commanding

On what conditions allowed to return.

To take an oath.

The oath.

commanding the district I belong to, or the nearest justice of the peace. So help me God."

Certain acts to be punished with death.

4. AND BE IT FURTHER ENACTED, That if any person or persons herein before mentioned, who have heretofore taken the said protection or oath shall hereafter take or receive either of them as a British subject, or shall speak in favor of the British king or his vassals, or shall take up arms in aid thereof, or shall speak against the legality of congress, or the independence of this or the United States, or refuse to take up arms against the enemies thereof when required, in either case shall suffer death or banishment, at the option of the jury.

Public act.

5. AND BE IT FURTHER ENACTED, That this act shall be looked on as a public act, and be given as such in evidence.

Continuation.

6. AND BE IT FURTHER ENACTED, That this act shall be and continue in force for and during the space of three years, and from thence to the end of the next session of the General Assembly, and no longer.

By order of the House,

JOHN JONES, *Speaker.*

August 20, 1781.

(State

(State Archives.)

An act to continue the several acts heretofore made in the then province of Georgia, and also all acts made and passed by the several conventions, congresses and Houses of Assembly of the state of Georgia.

1. WHEREAS several laws are already expired, and others near expiring: *Be it enacted by the* representatives of the freemen of the state of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That the several laws heretofore made in the then province of Georgia, and also all laws made and passed by the several conventions, congresses and Houses of Assembly of the state of Georgia (and not repealed by this or any former House) except those which are repugnant to the constitution of the said state, shall be in full force and effect, as if the same had not expired, any law, usage or custom to the contrary in any wise notwithstanding.

Preamble.

Provincial and state laws continued and be in full force.

2. *And be it enacted by the authority aforesaid,* That this act shall be and continue in force for the term of one whole year, and from thence to the end of the next session of the General Assembly, and no longer.

Continuation.

Signed by order of the House.

JOHN JONES, *Speaker.*

August 21, 1781.

Attest

ABRAHAM JONES, *Clerk.*

(State

(State Archives.)

An act to amend an act declaring certain persons therein described citizens of this state, and for burying in oblivion certain high crimes and misdemeanors.

Preamble.

1. WHEREAS the said act passed on the twentieth day of August last, hath been found inadequate to the purposes intended, *Be it enacted by the representatives of the freemen of the state of Georgia, in General Assembly met, and by the authority of the same,* That the first clause in the said act, which respects officers, shall be and the same is hereby repealed and of no force or effect whatever, any matter or thing contained in the same to the contrary notwithstanding.

First clause in the above act repealed.

Public act.

2. *And be it further enacted, by the authority* aforesaid, That this act shall be deemed a public act, and given as such in evidence.

By order of the House,

WILLIAM GIBBONS, *Speaker.*

Augusta, January 12, 1782.

(State

Confiscating Estates.

(State Archives.)

AN ACT

Intitled An Act for the Confiscating the Estates of certain persons therein described, and for the providing funds for defraying the Contingent expence of the State.

WHEREAS it is absolutely necessary a fund should be raised for the defraying the Contingent and necessary expences of the State which must and will Accrue. AND WHEREAS numbers of disaffected have deserted the Grand cause of AMERICA, and have Joined the Troops and forces of the British Tyrant contrary to the allegiance they owed the United States, many of whom have left large Estates which Reason and policy dictate should be applied to the Uses of Government.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met, and it is hereby enacted by the Authority of the same; That form and immediately after the passing this Act, The Estates and Possessions of what and every nature soever within this State, of all and every person and persons who shall now be, or may have been within the British lines, as British subjects, and who are not included in the Act of Confiscation passed on the day of in the Year of our Lord, One thousand seven hundred and Seventy Or in the Act for burying

burying in oblivion certain high crimes and misdemeanors passed the day of August one thousand and seven hundred and eighty one, or in the amendment thereto passed this present session, or who are not at this time looked on and respected as Citizens of this State shall be and they are hereby confiscated to and for the Use of the same.

AND BE IT FURTHER ENACTED by the Authority aforesaid that in Order to defray the expence of Government as aforesaid there shall be certificates issued on the Credit of the said Estates to the amount of twenty two thousand one hundred pounds Specie which said Certificates shall be drawn in manner followind Viz^{t}: —"this Certificate for the 'sum of — shall "be received in payment at the sales of the Con- "fiscated Estates as Specie."—

AND WHEREAS a Great demand will be in the Quarter Master's and Commissary's department.—

BE IT ENACTED by the Authority aforesaid that the heads of the said departments on making Contracts for provisions, or other Necessaries for the Armies, or other Uses of this State, or in settling those already made- shall give the person or persons so contracting, or who may have contracted as aforesaid, temporary Certificates who are hereby required within one month thereafter to produce the same to his Honor the Governor for the time being who

who on examining and confirming the same, is hereby empowered to issue Certificates as aforesaid in favor of the person or persons so producing the temporary Certificate for the amount of the same, so as the whole Certificates issued for the said departments, do not exceed the sum of three thousand pounds specie. And the said Quarter Master's and Commissaries are farther required to deliver in Monthly returns to his Honor the Governor, fairly stated of all such Contracts by them made as aforesaid within the same which said returns shall be registered and filed in the Secretarys office.

AND BE IT FURTHER ENACTED that his Honor the Governor for the time being, be empowered to draw Certificates as aforesaid to the Amount of five hundred pounds specie to defray such necessary services as may be deemed expedient by him and the Honorable the Executive Council.

AND BE IT FURTHER ENACTED that his Honor the Governor as Commander in Chief of the Militia be empowered to draw a farther sum of one hundred pounds Specie for secret service.

AND BE IT FURTHER ENACTED that his Honor the Governor be empowered to draw Certificates for the farther Amount of five hundred pounds specie for defraying the necessary expence in equipping the Men, and providing horses for the Troop to be kept up in the State Legion for the defence of this State. —

AND

AND BE IT FURTHER ENACTED that his Honor the Governor for the time being be farther empowered to issue Certificates as aforesaid for the farther amount of fifteen thousand pounds Specie to pay the Arrears of the Militia of this State. And in Order that Justice be effectually Administered in the said payments. The Captains of the Companies of the respective Regiments shall make out on Oath payrolls with every mans name fairly and clearly stated with the time they were actually in the field- which said payrolls shall be certified by the Commanding Officers of the respective Regiments as aforesaid, who are hereby Required strictly to examine the same. That the said Certificates for the Service Aforesaid shall be issued in the Names of the several persons who have done the duty seperately.

AND BE IT FURTHER ENACTED that his honor the Governor be empowered to issue Certificates for the farther amount of two thousand five hundred pounds Specie if necessary to defray the expence of the Civil list

AND BE IT FURTHER ENACTED that his honor the Governor be farther empowered to issue Certificates for the Amount of five hundred pounds Specie, for the paying off the Officers and privates reduced of the Legion Dragoons, Agreeable to the time they have served.

AND BE IT FURTHER ENACTED that the Certificates shall be issued in payments and

Contracts

Contracts on Account of the State, at the rate articles sold for during the Years one thousand seven hundred and Seventy four, and one thousand seven hundred And Seventy five. Except Corn which shall not exceed two shillings and six pence per bushel.

AND BE IT FURTHER ENACTED that unless the said Certificates shall be redeemed by the first day of November next the said Estates or such part thereof as will Redeem the same shall be sold at public Outcry to the highest bidder, at which sales the said Certificates shall be received as Specie as aforesaid

AND BE IT FURTHER ENACTED that this Act shall be considered as a public Act and Given as such in evidence.

Signed by Order of the House

Wm GIBBONS Speaker.

House of Assembly

Jany Session 1782

(State

(State Archives.)

AN ACT

For inflicting Penalties on, and confiscating the estates of such persons as are therein declared guilty of treason, and for other purposes therein mentioned.

. . . . . .

Augusta, May 4th 1782.

(See Revolutionary Records of Georgia, Vol. I, p. 373.)

(State Archives.)

AN ACT

For amercing certain persons therein named and for other purposes therein mentioned.

WHEREAS many persons have with drawn themselves from the defence of this State, some of whom bore high and important trusts or Commissions under the same, Accepted protection from the Enemy in utter contempt of the Authority of the State, and to the evil example of Society, and forgetting all the Social ties of kindred and humanity did Assist in endeavouring

deavouring to enforce the laws of British Government, and overturn that mild and equitable system of Government which they had Assisted to raise, and which it was their duty to support; AND WHEREAS it is but Just and reasonable that the Estates of such persons both real and Personal be Amerced and that a due discrimination should be made. —

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met and by the Authority of the same. That the Commissioners Appointed for carrying into execution "An Act" entitled "An Act" for inflicting penalties on, and Confiscating the Estates of such persons as are therein declared guilty of Treason and for other purposes therein Mentioned, shall within two months after the passing of this Act take an Inventory and Appraisement of the Estates of the persons herein after Mentioned Viz^{t}. Thomas Polhill, Sir Patrick Houstoun, John Sutcliffe, George Basil Spencer, Thomas Wylly, William Struthers, Amos Whitehead, M^{c}Carten Campbell, James Lambert, Andrew M'Lean, John Irvine, George Cuthbert, Benjamin Farley, John Goldwire, and Thomas Johnston, And within four months thereafter take out the Amercement herein After mentioned, that is to say, Twelve Per cent on the true and equitable Value of all such Estates both real and personal of the persons herein before Mentioned; And that the said Commissioners or a Majority of them

them shall Inventory and Appraise the Estates of the persons herein after named Viz[t]. William King, John Lowerman, Smith Clarendon, Stephen Miller, Joseph Cuthbert, Joseph Fox, Luke Mann, Thomas Walker, Nicholas Cavenagh, David Cavenagh, Peter Winn, Heirs of George Walker, David Johnston, James Johnston, David Delegal, Benjamin Wilson, Robert Baillie, George Houstoun, James Mossman, David Douglass, William Stephens, and take out the Amercement herein after mentioned, that is to say Eight Per Cent on the true and equitable Value of all such Estates both real and personal which said Amercements shall be paid by the several persons herein before named, into the Treasury of this State within six Month from and after the passing of this Act, and that the said persons herein before named shall be obliged to give to the said Commissioners or a Majority of them, a Just true and perfect account on Oath of all their real and personal Estates which they are possessed of, or which others may or do hold in trust for them within forty days from and after the passing of this Act, and in case of refusal or neglect the said Commissioners or a Majority of them are hereby empowered, Authorized and Required to have the Estates Real and personal of the persons herein before mentioned appraised by three Freeholders who shall be sworn for that purpose, and the said persons so neglecting or refusing as aforesaid shall forfeit double the Amount of their Respective Amercements which shall

shall be recovered by sale out of any part of their real or personal Estates. —

AND BE IT FURTHER ENACTED that the persons herein after named Viz[t] Avington Perkins, Luke Bynam Sen[r]. Andrew Robertson, James Weatherford, Thomas Yarborough, Simon Sherwood, Henry Brown, Atkin William Young, Jeremiah Atkinson John Spencer, Samuel Lyons, Victor Thomson, James Martin, Joseph Atkinson, Valentine Clemm, John Stubbs, Abraham Johnston, John Hodgkins, Robert Burton, Jonathan Sill, David Baldwin, Joseph Hodgins, Arthur Ryalls, John Ryalls, John Hall, John Axeley, Christopher Creamer, Gotleib Smith, John Wilson, James Wilson, William Wilson, Jacob Myers, James Cook, Samuel Langley Jun[r]., John Rentz, James Thompson, Samuel Ealy, John Shave, Richard Shave, Samuel Shephard, Joshua Pierce Sen[r]., Philip Dill, Jun[r]., Samuel Cooper, George Weakley, William Powell, Andrew M[c]Neily, Cader Price, James Robertson, John Hammett, Edward Corker, Stephen Corker, James Douglass, John Young, Robert Tillman, William Young, Jacob Sharp, Thomas Lamb, Edward Pilcher, Henry Overstreet, WIlliam Brown Augustus Underwood, John O Neal, shall be compelled to serve as Continental Soldiers, or find Substitutes in the Georgia Battalion within six Weeks from the passing of this Act, to serve for the space of two Years from the time of their Respective inlistments or to the end of the present War. — AND

AND BE IT FURTHER ENACTED that the Commissioners or a Majority of them are hereby required to deliver all Monies which they may receive by Virtue of and in pursuance of this Act, as well as all Inventories and Appraisements, and a Copy of their Accounts once in every thirty days to the Treasurer of this State, who is hereby Authorized and Required to Give the said Commissioners or a Majority of them a sufficient Receipt for such Sum or Sums as may be by him Received. —

AND WHEREAS it is necessary that the Continental Battalion now raising as the Quota of this State be filled as soon as possible. —

BE IT ENACTED by the authority aforesaid that out of the monies first arising from the Amercement as directed to be levied in and by this Act, a sum not exceeding three thousand pounds be appropriated for the purposes of recruiting men to fill up the Georgia Continental Battalion now raising for the defence, and as the Quota of Troops to be furnished by this State, and his honor the Governor is hereby empowered and directed to give Warrants to the amount of said Sum on the Treasury to the officer commanding the said Battalion for the purpose of Recruiting the same and no other. —

AND WHEREAS IT WILL BE of Great Service to the State in Recruiting the Continental Battalion to receive all or part of the different Amercements immediately.—

BE

Amercing Certain Persons.

BE IT ENACTED by the Authority aforesaid that any person or persons Amerced as aforesaid who shall within thirty days from and immediately after the passing this Act pay or cause to be paid into the Treasury or hands of the Commissioners, all or any part of the Sum he or they shall be Respectively Amerced, such person or persons, so paying as aforesaid, shall be entitled to, and allowed a deduction of ten Per Cent on all or such part of his said Amercement as he shall pay, or so cause to be paid, and any Person or persons so fined or Amerced as aforesaid who shall within the space of three Months so pay or cause to be paid, all or any part of his said Amercement as aforesaid, he or they shall be entitled to, and allowed a deduction of five ℔ Cent, any matter or thing herein contained to the Contrary thereof notwithstanding.

AND BE IT FURTHER ENACTED that any person or persons so amerced as aforesaid who shall within thirty days, Recruit or enlist any able bodied Soldier for the Continental Battalion, and produce a Certificate thereof within the said time, shall be allowed a deduction from his said Amercement of the sum of Forty Pounds, and where any such Person shall place in the said Battalion any able bodied man as aforesaid within three Months from and after the passing thereof, he or they shall be Allowed for every such Soldier, the sum of thirty pounds to be taken from the amount of his said Amercement- subject however to no other deduction whatsoever. AND

AND BE IT FURTHER ENACTED that all and every person and persons named in this Act shall be, and he and they is and are hereby declared to be disqualified and rendered incapable to serve on any Jury, or to vote at any election for members of Assembly, or to serve in the same, for and during the space of two Years from and after the passing of this Act; but such person and persons are and is hereby declared to be in all other Respects, Restored to the rights of Citizenship, within this State, on complying with the terms of this Act, and taking the Oaths of Allegiance before any of the Assistant Judges of the County to which they Respectively belong, in as full a manner as if the Act of Confiscation before named had never been made, or as any other American Citizen doth enjoy the same, subject only to the disability in this Act contained, and all Offences of a publick nature, (Murder only excepted) shall in regard to such person and persons be forever buried in oblivion, saving only the right of Civil Actions to any person or persons who may apprehend, him, her, or themselves, aggrieved by such person or persons named in this Act.

AND WHEREAS, certain parts of the Estate real and personal of several of the persons named in this Act have been Under former Laws Sequestered and Applied to public use, and other parts have been sold and disposed of, under and by Virtue of a Certain Act of Confiscation

cation passed at Augusta. on the fourth day of May last past, and entitled "An Act for inflicting penalties on and Confiscating the Estates of such persons as are therein Guilty of Treason, and for other purposes therein Mentioned."

BE IT THEREFORE ENACTED by the Authority Aforesaid that in all cases where any part of the Monies have been received, or property in lieu thereof taken, and applied to publick use, the Amount of the same shall be acknowledged and Received by the Commissioners appointed in and by this Act as so much of the Amercement of such Person or Persons Respectively. And in all cases where any part of the Estates Real or Personal of the said persons or any of them, named in this Act, hath been sold or disposed of by the said Commissioners, it shall and may be at the option of the Purchaser or Purchasers, either to give up his her or their Purchase or to keep the same; in the latter case the said sale shall be confirmed, and his honor the Governor for the time being, shall Assign and set over to the Person or Persons whose property was so sold all Bond Mortgages and other securities taken for the same by the said Commissioners from the said purchaser and purchasers and thereafter the said bonds Mortgages and other Securities with the monies thereon due and to Grow due to hold to such Person or Persons respectively to whom the same are so Assigned as aforesaid and their Respective heirs Executors Administrators and

Assigns

Assigns Absolutely forever, And in this case no suit or Action shall be brought against the said purchaser and purchasers for the space of two Years from January Next, and then whatever would be deemed a Good Payment to the Public shall be held and taken as such by the Person or Persons to whom the said bond and other securities are Assigned and if it shall so happen that the said purchaser or purchasers under the said Confiscation Act, shall choose to give up his, her, or their purchase, he, she, or they shall have power to do so, and the Estate real or personal purchased by such person or persons being Redelivered to the Owner or Owners in this Act named the said purchaser or purchasers shall be entirely Acquitted and Released from all claim or concern in the said Estate, and the same shall hold to the said Original Owner and Owners his, her, or their heirs Executors, Administrators and Assigns forever, Subject only to the Amercement in this Act specified and Contained.

AND BE IT FURTHER ENACTED by the Authority aforesaid that all such parts of the Estates of them the said Several persons herein before named either real or personal which have not been already and before the passing of this Act sold and disposed of by the Commissioners aforesaid shall be and the same is hereby declared to be fully truly and absolutely restored to them the said several persons herein before named respectively and their respective heirs Executors Administrators and Assigns forever in

in as full and ample a manner to all intents and purposes, as if the said Act of Confiscation passed at Augusta as aforesaid had never been made.-

AND BE IT FURTHER ENACTED by the Authority Aforesaid that the said several persons herein before named shall pay and satisfy the Commissioners the full amount of their Commissions respectively on the sales of such part of their Estates as have been sold.

AND BE IT FURTHER ENACTED by the Authority aforesaid that the State will and do Guarantee and defend the Commissioners appointed by this Act or a Majority of them in all their proceedings for carrying the powers And Authorities given them into full effect, and will also warrant and forever defend all and every sale or sales which the said Commissioners or a Majority of them shall Make to any purchaser or purchasers of any part or parts of the Estates of the aforesaid persons.

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Commissioners for Carrying this Act into execution shall be allowed one pound for every such hundred pounds placed in their hands and paid by them Agreeable to the Meaning of this Act, together with an Allowance of such reasonable charges as may accrue from the execution of the same.-

AND BE IT FURTHER ENACTED that if any

any person or persons named in this Act shall fraudulently make over, or Remove or Conceal any part or parts of his or their Property with intent to defraud the State, such person or persons shall forfeit all and every such part or parts of his or their Estates so made over, removed or concealed, on satisfactory proof being thereof made before any Court of Record within this State.

AND BE IT FURTHER ENACTED by the Authority aforesaid that this Act shall be deemed a Publick Act, and shall be considered in the most beneficial manner for the Interest of the State

Signed by Order of the House of Assembly this 5th August 1782. at Savannah

JAS. HABERSHAM Speaker

(State Archives.)

AN ACT

For Preventing improper or Disafected Persons Emigrating from other Places, and becoming Citizens of this State, and for other purposes therein Mentioned.

WHEREAS it is absolutely necessary for the peace safety and Good Government of this State,

State, that every exertion be used to prevent as much as may be all manner of Persons whose conduct has been inimical to the liberties of AMERICA, and of idle and disorderly Persons emigrating from any of the United States, or else where becoming Citizens of this State.

BE IT ENACTED by the Representatives of the Freemen of the State of GEORGIA in General Assembly met, and by the authority of the same, that immediately from and after the passing of this Act; all and every person or persons, coming from any other state on this Continent into this State with intent to remain and become a Citizen or Citizens thereof shall within thirty one days after his or their Arival in the same Produce a Certificate signed by one or more of the Circuit or County Judges under his or their hands and Seal of Office, of the Circuit or County in which such person or persons last resided, Certifying his, or their Attachment to the Liberties and Independence of the United States of America, And also of his or their honesty, Probity and Industry, which said Certificate shall be laid before his honor the Governor or Commander in Chief for the time being, and the honorable the Executive Council for their Approbation.

AND WHEREAS the People of Scotland have in General Manifested a decided inimicallity to the Civil Liberties of America and have contributed Principally to promote and Continue

a Ruinous War, for the Purpose of Subjugating this and the other Confederated States. —

BE IT THEREFORE ENACTED by the Authority aforesaid that no Person a Native of Scotland, shall be permitted or allowed to emigrate into this State with intent to Settle within the same, or to carry on Commerce or other trade, Profession or business, but every such Person, being a Native of Scotland shall within three days after his arrival within this State be apprehended and Committed to Goal there to remain without bail or mainprize untill an opertunity offers of shipping or Transporting him to some part of the English Kings Dominions, which the Governor or Commander in Chief for the time being is hereby Authorized and Required to do. Nothing herein contained is to be construed to extend to such Persons, Natives of Scotland, who have exerted themselves in behalf of the freedom and Independence of the United States of America, in the Present contest, and who are now entitled to the Rights of Citizenship in any or either of the United States. —

AND BE IT ENACTED by the Authority aforesaid that no Person except as before described shall be permitted to reside in any of the Counties of this State any longer time than thirty one days without first producing A Certificate to the persons herein after to be appointed for that Purpose, from the Governor or Commander in Chief for the time being, of his having produced such Certificate as herein before required. And

Preventing Improper Persons Becoming Citizens.

And in Order to Prevent Persons coming into this state and remaining within the same, and becoming Citizens without having the Certificate herein before mentioned. —

BE IT ENACTED by the Authority aforesaid that the Justices for each County be appointed, and are hereby empowered-Authorized and required to take up by Warrant under his hand and Seal, and Secure such Person or Persons as may hereafter come into the Respective Counties in this state, who cannot give good and sufficient Proof of his or their Attachment to the Liberties and Independence of the United States, and to send such Persons out of the Limits of this state, and in case of his or their returning, he or, they shall be turned over by the Civil Magistrate to some Commanding Officer in the Continental Service for the term of two Years. —

AND BE IT FURTHER ENACTED by the authority aforesaid that all Persons quallified as herein before mentioned, are declared free Citizens of this State, and entitled to all the liberties Privileges, and immunities of the Good Citizens of the same.—

AND WHEREAS Persons often times erect Huts on the sand hills and other Places, and do not cultivate a Sufficient quantity of land for their support, whereby their houses become Receptacles for idle and disorderly Persons.—

BE

Preventing Improper Persons Becoming Citizens.

BE IT ENACTED by the Authority aforesaid, that in case any person or Persons from and after the Passing of this Act shall be found erecting huts, or houses, or shall reside in any already built, and not cultivate a sufficient quantity of land, or follow some trade or Occupation, whereby themselves and families can be supported: And also all idle Persons, who may be found Wandering from place to place of suspicious Character, shall be considered as Vagrants and apprehended by a Warrant from a Magistrate in the County where such person or persons may settle or be found as aforesaid, and not giving a satisfactory Account of him or themselves, shall be sent out of the state; and if he or they shall return, he or they shall be liable to be put in the Continental or State Service during the space of two Years.

AND BE IT FURTHER ENACTED by the Authority aforesaid that this Act shall continue and be in force for and during the continuation of the Present War with the King of Great Britain.

Signed by Order of the House of Assembly at Savannah the 5.th of August 1782

JA.S. HABERSHAM, Speaker.

(State

Courts of Law and Justice.

(State Archives.)

AN ACT, for opening the Courts of Law and Justice within this state under certain restrictions therein mentioned.—

WHEREAS it is expedient and Necessary that the Courts of Justice be immediately opened under the restrictions herein after mentioned.—

BE IT THEREFORE ENACTED by the representatives of the Freemen of the State of GEORGIA in General Assembly met and by the Authority of the same. That the Courts of Justice for the trial of all criminal matters, or such as are carried on in the name and behalf of the State, be and they are hereby declared to be henceforth opened; and from and immediately after the Passing of this Act well and sufficiently authorized and empowered to hold Plea and take Cognizance of, and to proceed to Judgment and Execution in all Matters, causes, and things of a Criminal Nature whatsoever in the same manner, and as fully and effectually to all intents, constructions, and purposes as formerly, and with as ample a Jurisdiction, as the said Courts used, exercised or enjoyed within this state prior to the Invasion of the British forces of the same in the Year of our Lord one thousand seven hundred and seventy eight.—

AND BE IT FURTHER ENACTED by the Authority

Authority aforesaid that the Courts of Justice for the trial of Civil causes or those which arise or lie between Man and Man, be and they are hereby declared to be opened, and from and immediately After the passing of this Act, well and sufficiently authorised and empowered to hold plea, and take Cognizance of, and to proceed to Judgment and execution in, all Matters causes and things, of a civil nature whatsoever in manner and under the Regulations herein after mentioned that is to say; where the suit or Action shall be between parties both resident in this state, the same shall be allowed to proceed in the usual form and manner to Judgment —but after Judgment obtained, in case the same shall be for the Plaintiff, and shall exceed the sum of ten pounds, (besides costs) either debt or damages.—The Judge or Judges before whom the said suit, action, or cause shall be brought or tried shall stay execution thereon for the space of two Years from and after the passing of this Act on condition that the Defendant or defendants give satisfactory security, that he, she, or they will not leave this State, or fraudulently remove his, her, or their Property out of the same within that time and shall also allow Interest on the said debts or damages so recovered as aforesaid: And where the suit or Action shall be between Parties either both transient, or the one resident and the Other transient the same shall be allowed to Proceed in the Usual form and Manner to Judgment; But after Judgment so obtained,

in

in case the same shall pass for the Plaintiff and shall exceed the sum of ten Pounds (besides costs) either debt or damages, the Judge or Judges before whom the said cause shall be tried, shall stay execution on the same for the space of six Months thereafter on Condition that the defendant or Defendants give satisfactory security that he, she, or they will Not leave the State aforesaid or fraudulently remove, his, her, or their Property out of the same within that time: And shall also Allow Interest on the said debt or damages so recovered as aforesaid Provided always that nothing in this Act contained shall extend or be construed to extend to stay, retard or delay any suit Judgment, execution, or other Process commenced or brought, or to be commenced or brought, by his honor the Governor for the time being, or by any other person or body for or in behalf of the State, or wherein the State collectively shall be concerned.—

AND BE IT FURTHER ENACTED that the Courts of Conscience shall be also opened, and all causes belonging to the Monthly Courts shall be allowed to Proceed as well before as after Judgment in the Old and Usual manner; and all other Causes belonging to the Quarterly Courts of Conscience whose Jurisdiction extend from forty shillings to Ten pounds shall be allowed to proceed in the old and usual manner, until Judgment be obtained, but after *that* execution shall be stayed for the space of twelve Months

Months on Condition that satisfactory security be given and Interest allowed as aforesaid.—

AND BE IT FURTHER ENACTED by the Authority aforesaid that in case default shall be made in Payment of the sums for which Judgments shall be obtained as aforesaid it shall and may be at the option of the Plaintiff or Plaintiff at the expiration of the Respective terms herein Mentioned (as the case may be) in all and every matter coming within this Act either to take out Execution against the body, Lands or Goods of the defendant or defendants, or else to proceed by a new Action for recovery of his, her, or their money against the security given as Aforesaid; and in the latter case no Essoign, Wager at Law or Imparlance whatsoever shall be granted, but execution shall issue on the Judgment so obtained against the security immediately, that is to say, as soon as the same may issue, Agreeable to the standing Rules of Court Independent of this Act.—

AND BE IT FURTHER ENACTED that no sale subsequent to Judgment of any lands or tenements, Goods or Chattles by any Person or Persons whatsoever who shall claim the Indulgence allowed by this Act shall be good and valid against the Plaintiff or Plaintiffs in any such Judgment unless the defendant or defendants hath or have left sufficient estate, to pay and satisfy the debt or damages and Costs of such Plaintiff or Plaintiffs; and it is hereby declared

clared to be the true intent and meaning of this Act that the Indulgences aforesaid of six Months, two Years, and one Year (as the case may be) are only meant to be Granted in cases where the Contract was made, or the cause of Action arose, prior to the twelfth day of July last past, and that in all cases where the Contract hath been made, or the cause of Action arose subsequent to that Period, the parties are to proceed and defend, in the ordinary Course, and without any special indulgence being claimed as Granted after Judgment.

AND WHEREAS in consequence of the depreciation of Money Prior to the reduction of Savannah by the British troops and the troubles and Confusion that have taken place and existed ever since that Period, many difficult and intricate causes in matters of Account, will necessarily arise, which a common Jury may not be sufficiently qualified to decide without the help of a depreciation table. AND WHEREAS no depreciation table being as Yet formed it is necessary that some mode be substituted to Assist common Juries until such depreciation table be formed and established by Law.—

BE IT THEREFORE ENACTED by the authority Aforesaid that in all cases of Account or intricacy which shall happen, in any of the said Courts within this State, it shall and may be lawful for either Party after the Cause is at issue to apply by petition or Motion to the Judge

Judge or Judges before whom the said cause is depending, and to pray that the same be referred to two intelligent and indifferent Persons in the Vicinity the one to be chosen, by the Petitioner and the other by the opposite party, if such party shall agree to do so, but if not, then by the Court, and the whole matter in dispute shall be fully considered by the said two Persons as soon as conveniently may be thereafter and they shall to the best of their Knowledge and Ability make a Just state and true Account thereof with their Opinion of the Merits fully expressed and return the same to the Court, without loss of time. And the said State and Account with the opinion of the said two Persons, shall on the Trial of the said cause be laid before the Jury, who shall be allowed to pay what regard thereto they shall think proper, Provided Nevertheless that this mode shall continue until a proper depreciation table for the settlement of matters of Account and intricacy shall be formed and established by Law and no longer.

AND BE IT FURTHER ENACTED that in all cases whatsoever, Demurrers, Special Pleas in abatement—And all unnecessary Prolixity and Nicety shall be as Much as Possible discouraged by the several Courts within this State —The General issue shall be usually Pleaded, and all Matters of fact which go to the merits of the dispute and are for the Advancement of Justice between the Parties at Varience shall be

be Allowed to be given in evidence under the said plea though not coming within the strict rules of former Practice, and in every case it shall be at the discretion of the Court to admit parties to avail themselves of substantial Advantages as well by motion as if the same had been brought on by a formal Plea—

AND BE IT FURTHER ENACTED that nothing in this Act contained, shall extend or be construed to extend to the case of Attachments, further or other wise than to open the Courts for the same: And then to leave the said attachments on the same footing as they formerly stood, both in Respect to the manner of Commencing and the mode of Proceeding in the same as well before as after Judgment obtained.

AND WHEREAS the Courts of Justice in this state have been greatly interrupted in their Proceedings since the first day of July in the Year of our Lord one thousand seven hundred and seventy five, and it may happen that the Statute of limitation will bar the recovery of many Just debts, which could not be sued for since that time.

BE IT THEREFORE ENACTED that the Space of time intervening between the said first day of July one thousand seven hundred and seventy five, and the twelfth day of July last past, shall not in any case, or upon any bond

Contract,

Contract, Book debt or other Agreement be counted on allowed to recken as a Part of the time allowed for the Recovery of debts within the said Statute of Limitation but in all cases the time intervening between the said two periods, shall be rejected, and taken out of the Computation in respect to such debts, Contracts, book debts, and other Agreements.—

AND BE IT FURTHER ENACTED that this Act shall be a publick Act, and shall be considered and held as such in all courts within this State, without being specially Pleaded, and shall Receive the most liberal and beneficial Constructions for carrying the same into effect.

Signed by order of the house
of Assembly at Savannah the
5th day of August 1782.

JAS. HABERSHAM, Speaker.

(State Archives.)

AN ACT

For empowering a less number of COMMISSIONERS to be a Board than is mentioned in the Act Passed at Augusta on the fourth day of May One thousand seven hundred and eighty two, for Inflicting Penalties on and confiscating

confiscating the Estates of such Persons as have been Guilty of Treason against this state and for other purposes therein mentioned.

WHEREAS in and by the Act Passed the fourth day of May one thousand seven hundred and eighty two entitled An Act for inflicting Penalties on and Confiscating the Estates of Certain Persons and for other purposes therein Mentioned. COMMISSIONERS were appointed for carrying the same into execution, and were invested for that Purpose, with such Powers as are therein set forth and contained. AND WHEREAS the said law declared a Majority of the said Commissioners competent to proceed on the execution of the same, and it is now manifest the Intentions of the law are retarded and prevented by the difficulty of Getting together a Majority of the Commissioners so appointed to Proceed to business.—

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met and by the Authority of the same, that from and immediately after the passing of this Act, Charles Odingsells, Hugh Lawson, and Abraham Ravott or a Majority of them, shall be, and they hereby are declared Commissioners fully established and invested with all and every the Powers, and Authorities a Majority of the whole of the said Commissioners named and appointed in the said Law, were by the same actually invested and empowered with, except

cept the proceeding to sale of Confiscated real Estates, and except the Sale of Confiscated Personal Estate without the sanction concurrence and order of his honor the Governor and Executive Council for the time being, shall be first had obtained and Given for the sale of such confiscated personal Estate only, any thing in the said Confiscation law aforesaid to the contrary thereof contained not withstanding.—

AND BE IT FURTHER ENACTED by the Authority aforesaid that all and every power and powers derived by any of the Commissioners except Charles Odingsells, Hugh Lawson and Abraham Ravott, by from, or under the Confiscation Act Passed at Augusta as aforesaid, is and shall immediately after the Passing of this Act be Annulled and declared void any thing in the said Confiscation Act to the contrary notwithstanding

AND BE IT FURTHER ENACTED by the Authority aforesaid that his honor the Governor by and with the advice and consent of the Executive Council shall be and he hereby is empowered to give his Sanction, concurrence and order to the said Commissioners on any Pressing exigency of the State to proceed to sale of such confiscated Personal Property as such exigency may require, on such terms as may appear to them to be most advantageous for the state.—

AND

AND BE IT FURTHER ENACTED That Charles Odingsells—Hugh Lawson and Abraham Ravott, Commissioners as aforesaid and hereby appointed shall be and they hereby are invested and Authorized with all and every the Powers and Authorities the Majority of the Commissioners named and Appointed in and by the said Confiscation law, were and are invested with, by an Act Passed the fifth day of August last past intitled "AN ACT for the Amercing several Persons therein named and for other purposes therein mentioned, any thing in the said Amercement law to the contrary thereof contained notwithstanding.

AND BE IT FURTHER ENACTED that this Act shall be a Publick Act and Given as such in evidence.—

By order of the House

NW JONES, Speaker

House of Assembly

Savannah the 8th February 1783.

(State

(State Archives.)

AN ACT

For the taking the name of William Stephens from and out of the Amercement law of this State, and for the restoring him to all the rights Privileges and immunities of a free Citizen.

. . . . . .

Savannah 8.th February 1783.

(See Revolutionary Records of Georgia, Vol. I, p. 610.)

(State Archives.)

AN ACT

To point out the Mode for the Recovery of Property unlawfully acquired under the British Usurpation, and with-held from the Rightful Owners, and for other purposes therein Mentioned.

WHEREAS during the British Usurpation in this State Divers Persons under and by Virtue of Certain sales, or other Acts, made and done under

under the Pretended Authority of the said Usurpers, became possessed of Negroes, house hold goods, and other property belonging to some or other of the faithful Citizens of this State.

AND WHEREAS notwithstanding it is well known to such persons, That on the restoration of lawful Government, all Acts, matters and things done under the Pretended Authority of an usurpation became null and Void: Yet nevertheless some of the said Persons still unlawfully, secrete and hold and detain from their rightful Owners the said Negroes, house-hold furniture, and other Property so acquired as aforesaid.—

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met, and by the Authority of the same, that, in all cases where any Person or Persons whatsoever since the twenty-ninth day of December, in the Year of our Lord one thousand seven hundred and seventy eight, hath or have, under british usurpation, Acquired or become possessed of any Negro's, house hold goods, or other property, not his, her, or their own, but of right belonging to some other of the faithful Citizens of this state, And so acquired by the said Possessor, or Possessors thereof, either by purchase under any of the pretended Marshal's sales or other proceedings of the said usurpation, or in any other way or manner howsoever, other than

by

by the Gift or lawful sale of him, her, or them who was, or were the rightful owner, or owners thereof, on the said twenty ninth day of December, one thousand seven hundred and seventy eight, or by a fair title regularly deduced from such Owner or Owners, by him, her, or them voluntarily made and executed; (Provided that nothing herein contained shall extend to confirm any Gift or sale made by any person named in the bill of attainder, or of any person, who, during the usurpation, was, or now is a british subject-) That all and every such person and persons, shall within sixty days from and after the passing of this Act restore and deliver up to the said rightful Owner, or Owners all such negroes, house-hold Goods and other Property, so acquired as aforesaid, in case such Owner or Owners be known, and shall be in the State, or shall demand and prove the same to be his, her, or their right; but in case such Owner or Owners be not known to the said Possessor Or Possessors, as aforesaid, or shall not be within this State, then he, she, or they the said Possessor or Possessors shall deliver into the Secretary's Office, within the said Sixty days, a true and just inventory of all such Negro's house hold goods, or other Property, Acquired as aforesaid, to the end Justice may be done to individuals; And the said Secretary is hereby Directed and required to give free access, gratis, to such inventory, to all and every Person or Persons applying for the Purpose of Inspecting the same. AND if any Person or Persons shall

Neglect

Neglect or refuse to restore any Negroes, household goods, or other Property belonging to the Citizens of this State, and under the Description aforesaid, when demanded, or shall neglect or refuse to give an Account thereof unto the Secretarys Office of this State as herein before directed, all and every such person or persons so offending as aforesaid, shall forfeit for every such Offence treble the Value of any such property so obtained and neglected to be delivered and restored or registered as aforesaid to be recovered in any Court of Record or Conscience within this State, by the person or persons injured or intitled to such property, or any other person or persons lawfully authorized and who will sue for the same in behalf of such owner or Owners.—

AND BE IT FURTHER ENACTED that all pretended sales or transfers of any lands, lotts or other real Estates, that may have taken Place since the twenty ninth day of December, one thousand seven hundred and seventy eight, and Acquired by any Purchaser or Purchasers under any pretended Marshal's sales, or otherwise, under and by Virtue of the public Authority of such british usurpation, are by this Act declared to be null and Void; and such lands lotts, or other real Estate to all intents and purposes, shall and are hereby held as of the Estate and right of the last lawful Possessor thereof, before the Commencement of the said Usurpation,

tion, Any Act of such Usurpation to the contrary notwithstanding.—

AND BE IT FURTHER ENACTED that his honor the Governor shall within twenty days from and after the passing of this Act, issue his Proclamation, Notifying this law, and also requiring that in case any person or persons whatsoever, hath or have since the eleventh day of July, last past, Possessed him or her-self, or themselves of any Negroes, house hold goods, or other property not belonging not belonging to him, her, or them, That such person or persons, do within the time limited as aforesaid Restore and Deliver up the same to the lawful and rightful owner, or owners thereof, if an American Citizen, and known, or else register the same in the Secretary's Office as before directed, under pain of a criminal Prosecution in case of Neglect or Refusal.

AND BE IT FURTHER ENACTED that this Act shall be a Public Act and given in evidence as such in all Courts within this State.

By order of the house

N W JONES, Speaker.

Savannah February

17.th—1783

(State

Depreciation of Paper Currency.

(State Archives.)

AN ACT

To Ascertain the Various Periods of Depreciation for the Government and Regulation of all and every Person or Persons whom the same may Concern.—

WHEREAS it is expedient and Necessary in Order to Settle and Adjust the various Accounts subsisting as well between the Public and its Debtors and Creditors; as between man and man the Inhabitants of this State and others concerned in transacting of business since the present War; that some standard of Depreciation by Comparison between the Money formerly Circulating and Specie; should be first ascertained and established by law, so that one Uniform course of Justice take place throughout this State.

AND WHEREAS a Scale or table fixing the depreciation at Different Periods of paper Currency by Comparison with Specie hath been framed and laid before this house which appears to be founded on principles of Justice and equity.

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in general Assembly met—and by the Authority of the same, that the Scale or table of depreciation framed as aforesaid (a Copy whereof

whereof is hereunto Annexed, duly Certified by the Speaker of this house) be, and the same is hereby declared to be the Standard of Depreciation at the different Periods therein mentioned of Paper Currency (by comparison with specie circulating in and throughout this State); And all Judges, Justices, Juries, Auditors and others are hereby enjoined And Required to Regard the said depreciation table hereunto annexed, as the true Rule of Government in the Settlement of all Accounts and other transactions (pecuniary or otherwise) which shall come before them or any of them, and to conduct themselves Respectively according to the true Intent and meaning of the same.—

AND BE IT FURTHER ENACTED that this Act shall be considered as a Public Act, and taken notice of as such in all Courts whatsoever within this State, without being specially pleaded

By Order of the House

N W JONES, Speaker

Savannah 17.th February
1783.—

Depreciation of Paper Currency.

A Table of Depreciation for setling contracts and Debts made or Due in GEORGIA CURRENCY from the first of January One thousand seven hundred and seventy seven, to the first Day of June One thousand seven hundred and eighty—— And in Continental Currency from the first day of January 1777 to the first day of January in the Year of our Lord one thousand seven hundred and Seventy Nine.—

January 1777.		February.		March.	
1	100			1	123 1–10
2	100 4–10	1	112 1–10	2	123 5–10
3	100 7–10	2	112 5–10	3	123 9–10
4	101 1–10	3	112 9–10	4	124 3–10
5	101 5–10	4	113 3–10	5	124 7–10
6	101 9–10	5	113 7–10	6	125 1–10
7	102 3–10	6	114 1–10	7	125 5–10
8	102 7–10	7	114 5–10	8	125 9–10
9	103 1–10	8	114 9–10	9	126 3–10
10	103 5–10	9	115 3–10	10	126 7–10
11	103 9–10	10	115 7–10	11	127 1–10
12	104 3–10	11	116 1–10	12	127 5–10
13	104 7–10	12	116 5–10	13	127 9–10
14	105 1–10	13	116 9–10	14	128 3–10
15	105 5–10	14	117 2–10	15	128 6–10
16	105 9–10	15	117 6–10	16	129
17	106 2–10	16	118	17	129 4–10
18	106 6–10	17	118 4–10	18	129 8–10
19	107	18	118 8–10	19	130 2–10
20	107 4–10	19	119 2–10	20	130 6–10
21	107 8–10	20	119 6–10	21	131
22	108 2–10	21	120	22	131 4–10
23	108 6–10	22	120 4–10	23	131 8–10
24	109	23	120 8–10	24	132 2–10
2	109 4–10	24	121 2–10	25	132 6–10
26	109 8–10	25	121 6–10	26	133
27	110 2–10	26	122	27	133 4–10
28	110 6–10	27	122 4–10	28	133 8–10
29	111	28	122 8–10	29	134 1–10
30	111 4–10	29		30	134 5–10
31	111 7–10			31	134 9–10

Depreciation of Paper Currency.

April.	
1	135 4–10
2	135 7–10
3	136
4	136 3–10
5	136 6–10
6	136 9–10
7	137 2–10
8	137 5–10
9	137 8–10
10	138 1–10
11	138 4–10
12	138 7–10
13	139
14	139 3–10
15	139 6–10
16	139 9–10
17	140 2–10
18	140 5–10
19	140 8–10
20	141 1–10
21	141 4–10
22	141 7–10
23	142
24	142 3–10
25	142 6–10
26	142 9–10
27	143 2–10
28	143 5–10
29	143 8–10
30	144 1–10

May.	
1	144 4–10
2	144 8–10
3	145
4	145 3–10
5	145 6–10
6	145 9–10
7	146 2–10
8	146 5–10
9	146 8–10
10	147 1–10
11	147 4–10
12	147 7–10
13	148
14	148 3–10
15	148 5–10
16	148 9–10
17	149 2–10
18	149 5–10
19	149 8–10
20	150 1–10
21	150 4–10
22	150 7–10
23	151
24	151 3–10
25	151 6–10
26	151 9–10
27	152 2–10
28	152 5–10
29	152 8–10
30	153 1–10
31	153 4–10

June.	
1	153 7–10
2	154
3	154 3–10
4	154 6–10
5	155
6	155 2–10
7	155 5–10
8	155 8–10
9	156 1–10
10	156 4–10
11	156 7–10
12	157
13	157 3–10
14	157 6–10
15	157 9–10
16	158 2–10
17	158 5–10
18	158 8–10
19	159 1–10
20	159 4–10
21	159 7–10
22	160
23	160 3–10
24	160 7–10
25	161
26	161 4–10
27	161 7–10
28	162
29	162 4–10
30	162 7–10

July.	
1	163
2	163 3–10
3	163 7–10
4	164
5	164 4–10
6	164 7–10
7	165 1–10
8	165 4–10
9	165 8–10
10	166 1–10
11	166 5–10
12	166 8–10
13	167 2–10
14	167 5–10
15	167 9–10
16	168 2–10
17	168 6–10
18	168 9–10
19	169 3–10
20	169 6–10
21	170
22	170 3–10
23	170 7–10
24	171
25	171 4–10

Depreciation of Paper Currency.

26	171 8–10
27	172 1–10
28	172 5–10
29	172 8–10
30	173 2–10
31	173 5–10

August.

1	173 9–10
2	174 2–10
3	174 6–10
4	174 9–10
5	175 3–10
6	175 6–10
7	176
8	176 3–10
9	176 7–10
10	177
11	177 4–10
12	177 7–10
13	178 1–10
14	178 4–10
15	178 8–10
16	179 1–10
17	179 5–10
18	179 8–10
19	180 2–10
20	180 6–10
21	180 9–10
22	181 3–10
23	181 6–10
24	182
25	182 3–10
26	182 7–10
27	183
28	183 4–10
29	183 7–10
30	184 1–10
31	184 4–10

September.

1	184 8–10
2	185 1–10
3	185 5–10
4	185 8–10
5	186 2–10
6	186 5–10
7	186 9–10
8	187 2–10
9	187 6–10
10	187 9–10
11	188 3–10
12	188 6–10
13	189
14	189 4–10
15	189 7–10
16	190 1–10
17	190 4–10
18	190 8–10
19	191 1–10
20	191 5–10
22	192 2–10
23	192 5–10
24	192 9–10
25	193 2–10
26	193 6–10
27	193 9–10
28	194 3–10
29	194 6–10
30	195

October.

1	195 4–10
2	196 4–10
3	197 4–10
4	198 4–10
5	199 4–10
6	200 4–10
7	201 4–10
8	202 4–10
9	203 4–10
10	204 4–10
11	205 4–10
12	206 4–10
13	207 4–10
14	208 4–10
15	209 4–10
16	210 4–10
17	211 4–10
18	212 4–10
19	213 4–10
20	214 4–10
21	215 4–10
22	216 4–10
23	217 4–10
24	218 4–10
25	219 4–10
26	220 4–10
27	221 4–10
28	222 4–10
29	223 4–10
30	224 4–10
31	225 4–10

November.

1	226 4–10
2	227 4–10
3	228 4–10
4	229 4–10
5	230 4–10
6	231 4–10
7	232 4–10
8	233 4–10
9	234 4–10
10	235 4–10
11	236 4–10
12	237 4–10
13	238 4–10
14	239 4–10
15	240 4–10
16	241 4–10
17	242 4–10
18	243 4–10
19	244 4–10
20	245 4–10
21	246 4–10
22	247 4–10
23	248 4–10
24	249 4–10
25	250 4–10

Depreciation of Paper Currency.

26	251 4–10	[illegible]	289 4–10	15	376 4–10
27	252 4–10	3	291 4–10	16	378 3–10
28	253 4–10	4	293 4–10	17	380 3–10
29	254 4–10	5	295 4–10	18	382 3–10
30	255 4–10	[illegible]	297 3–10	19	384 3–10
		7	299 3–10	20	386 3–10
December		8	301 3–10	21	388 2–10
		9	303 3–10	22	390 2–10
		10	305 2–10	23	392 2–10
		11	307 2–10	24	394 2–10
1	256 4–10	12	309 2–10	25	396 1–10
2	257 4–10	13	311 2–10	26	398 1–10
3	258 4–10	14	313 1–10	27	400 1–10
4	259 4–10	15	315 1–10	28	402 1–10
5	260 4–10	16	317 1–10	29	
6	261 4–10	17	319 1–10		
7	262 4–10	18	321		
8	263 4–10	19	323	**March.**	
9	264 4–10	20	325		
10	265 4–10	21	327		
11	266 4–10	22	328 9–10	1	404 1–10
12	267 4–10	23	330 9–10	2	406 1–10
13	268 4–10	24	332 9–10	3	408 2–10
14	269 4–10	25	335 9–10	4	410 3–10
15	270 4–10	26	336 9–10	5	412 4–10
16	271 4–10	27	338 8–10	6	414 5–10
17	272 4–10	28	340 8–10	7	416 6–10
18	273 4–10	29	342 8–10	8	418 6–10
19	274 4–10	30	344 8–10	9	420 7–10
20	275 4–10	31	346 7–10	10	422 8–10
21	276 4–10			11	424 9–10
22	277 4–10	**February.**		12	427
23	278 4–10			13	429 1–10
24	279 4–10	1	348 7–10	14	431 2–10
25	280 4–10	2	350 7–10	15	433 2–10
26	281 4–10	3	352 7–10	16	435 3–10
27	282 4–10	4	354 6–10	17	437 4–10
28	283 4–10	5	356 6–10	18	439 5–10
29	284 4–10	6	358 6–10	19	441 6–10
30	285 4–10	7	360 6–10	20	443 7–10
31	286 4–10	8	362 5–10	21	445 8–10
		9	364 5–10	22	447 8–10
		10	366 5–10	23	449 9–10
January 1778.		11	368 5–10	24	452
		12	370 4–10	25	454 1–10
		13	372 4–10	26	456 2–10
1	287 5–10	14	374 4–10	27	458 2–10

Depreciation of Paper Currency.

28	460 3–10
29	462 4–10
30	464 5–10
31	466 6–10

April.

1	468 7–10
2	470 8–10
3	472 9–10
4	474 9–10
5	477
6	479 1–10
7	481 2–10
8	483 3–10
9	485 4–10
10	487 5–10
11	489 5–10
12	491 6–10
13	493 7–10
14	495 8–10
15	497 9–10
16	500
17	502
18	504 1–10
19	506 2–10
20	508 3–10
21	510 4–10
22	512 5–10
23	514 6–10
24	516 6–10
25	518 7–10
26	520 8–10
27	522 9–10
28	525
29	527 1–10
3	529 3–10

May.

1	531 3–10
2	531 2–10
3	531 1–10
4	531
5	530 9–10
6	530 9–10
7	530 8–10
8	530 7–10
9	530 6–10
10	530 5–10
11	530 5–10
12	530 4–10
13	530 3–10
14	530 2–10
15	530 1–10
16	530 1–10
17	530
18	529 9–10
19	529 8–10
20	529 8–10
21	529 7–10
22	529 6–10
23	529 5–10
24	529 4–10
25	529 4–10
26	529 3–10
27	529 2–10
28	529 1–10
29	529
30	529
31	528 9–10

June.

1	528 8–10
2	528 7–10
3	528 6–10
4	528 6–10
5	528 5–10
6	528 4–10
7	528 3–10
8	528 2–10
9	528 2–10
10	528 1–10
11	528
12	527 9–10
13	527 9–10
14	527 8–10
15	527 7–10
16	527 6–10
17	527 5–10
18	527 5–10
19	527 4–10
20	527 3–10
21	527 2–10
22	527 1–10
23	527
24	526 9–10
25	526 8–10
26	526 7–10
27	526 7–10
28	526 7–10
29	526 6–10
30	526 6–10

July.

1	526 5–10
2	526 7–10
3	526 9–10
4	527 1–10
5	527 3–10
6	527 5–10
7	527 7–10
8	527 9–10
9	528 1–10
10	528 3–10
11	528 5–10
12	528 7–10
13	528 9–10
14	529 1–10
15	529 3–10
16	529 5–10
17	529 7–10
18	529 9–10
19	530 1–10
20	530 3–10
21	530 5–10
22	530 7–10
23	530 9–10
24	531 1–10
25	531 3–10
26	531 5–10

Depreciation of Paper Currency.

27	531 7–10
28	531 9–10
29	532 1–10
30	532 3–10
31	532 5–10

August.

1	532 7–10
2	532 9–10
3	533 1–10
4	533 3–10
5	533 5–10
6	533 7–10
7	533 9–10
8	534 1–10
9	534 3–10
10	534 5–10
11	534 7–10
12	534 9–10
13	535 1–10
14	535 3–10
15	535 5–10
16	535 7–10
17	535 9–10
18	536 1–10
19	536 3–10
20	536 5–10
21	536 7–10
22	536 9–10
23	537 1–10
24	537 3–10
25	537 5–10
26	537 7–10
27	537 9–10
28	538 1–10
29	538 3–10
30	538 5–10
31	538 6–10

September.

1	538 7–10
2	538 8–10
3	539
4	539 1–10
5	539 3–10
6	539 5–10
7	539 6–10
8	539 8–10
9	593 9–10
10	540 1–10
11	540 3–10
12	540 4–10
13	540 6–10
14	540 7–10
15	540 9–10
16	541 1–10
17	541 2–10
18	541 4–10
19	541 5–10
20	541 7–10
21	541 9–10
22	542
23	542 2–10
24	542 3–10
25	542 5–10
26	542 7–10
27	542 8–10
28	543
29	543 1–10
30	543 3–10

October.

1	543 5–10
2	543 6–10
3	543 8–10
4	543 9–10
5	544 1–10
6	544 3–10
7	544 4–10
8	544 6–10
9	544 7–10
10	544 9–10
11	545 1–10
12	545 2–10
13	545 4–10
14	545 5–10
15	545 7–10
16	545 9–10
17	546
18	546 2–10
19	546 3–10
20	546 5–10
21	546 7–10
22	546 8–10
23	547
24	547 1–10
25	547 3–10
26	547 5–10
27	547 6–10
28	547 8–10
29	547 9–10
30	548 1–10
31	548 3–10

November.

1	548 5–10
2	552 5–10
3	556 6–10
4	560 7–10
5	564 8–10
6	568 9–10
7	573
8	577
9	581 2–10
10	585 3–10
11	589 4–10
12	593 5–10
13	597 6–10
14	601 7–10
15	605 8–10
16	609 9–10
17	614
18	618 1–10
19	622 2–10
20	626 3–10
21	630 4–10
22	634 4–10
23	638 5–10
24	642 6–10

Depreciation of Paper Currency.

25	646 7–10
26	650 8–10
27	654 9–10
28	659
29	663 1–10
30	667 2–10

December.

1	671 3–10
2	675 4–10
3	679 5–10
4	683 6–10
5	687 7–10
6	691 8–10
7	695 9–10
8	700
9	704 1–10
10	708 2–10
11	712 3–10
12	716 3–10
13	720 4–10
14	724 5–10
15	728 6–10
16	732 7–10
17	736 8–10
18	740 9–10
19	745
20	749 1–10
21	753 2–10
22	757 3–10
23	761 4–10
24	765 5–10
25	769 6–10
26	773 7–10
27	777 8–10
28	781 9–10
29	786
30	790 1–10
31	794 2–10

January 1779.

1	798 3–10
2	803 3–10
3	808 4–10
4	813 5–10
5	818 5–10
6	823 6–10
7	828 7–10
8	833 7–10
9	833 8–10
10	843 1–10
11	849
12	854
13	859 1–10
14	864 2–10
15	869 3–10
16	874 3–10
17	879 4–10
18	884 5–10
19	889 5–10
20	894 6–10
21	899 7–10
22	904 7–10
23	909 8–10
24	914 9–10
25	920
26	925
27	930 1–10
28	935 2–10
29	940 2–10
30	945 3–10
31	950 4–10

February.

1	955 5–10
2	961 5–10
3	967 5–10
4	973 5–10
5	979 5–10
6	985 5–10
7	991 5–10
8	997 5–10
9	1003 5–10
10	1009 5–10
11	1015 5–10
12	1021 5–10
13	1027 5–10
14	1033 5–10
15	1039 5–10
16	1045 5–10
17	1051 5–10
18	1057 5–10
19	1063 5–10
20	1069 5–10
21	1075 5–10
22	1081 5–10
23	1087 5–10
24	1093 5–10
25	1099 5–10
26	1105 5–10
27	1111 5–10
28	1117 6–10
29	

March.

1	1123 7–10
2	1129 2–10
3	1134 8–10
4	1140 3–10
5	1145 9–10
6	1151 4–10
7	1157
8	1162 5–10
9	1168 1–10
10	1173 6–10
11	1179 2–10
12	1184 7–10
13	1190 3–10
14	1195 8–10
15	1201 4–10
16	1206 9–10
17	1212 5–10
18	1218
19	1233 6–10
20	1229 1–10
21	1234 7–10
22	1240 2–10
23	1245 8–10
24	1251 3–10
25	1256 9–10

26	1262 4–10
27	1268
28	1273 5–10
29	1279 1–10
30	1284 6–10
31	1290 2–10

April.

1	1295 7–10
2	1295 3–10
3	1294 9–10
4	1294 5–10
5	1294 1–10
6	1293 7–10
7	1293 3–4
8	1292 9–10
9	1292 5–10
10	1292 1–10
11	1291 7–10
12	1291 3–10
13	1290 9–10
14	1290 5–10
15	1290 1–10
16	1289 7–10
17	1289 3–10
18	1288 9–10
19	1288 5–10
20	1288 1–10
21	1287 7–10
22	1287 3–10
23	1286 9–10
24	1286 5–10
25	1286 1–10
26	1285 7–10
27	1285 3–10
28	1284 9–10
29	1284 5–10
30	1284 1–10

May.

1	1283 2–10
2	1284 6–10
3	1286
4	1287 4–10
5	1288 8–10
6	1290 2–10
7	1291 6–10
8	1293
9	1294 4–10
10	1295 8–10
11	1297 2–10
12	1298 6–10
13	1300
14	1301 4–10
15	1302 8–10
16	1304 2–10
17	1305 6–10
18	1307
19	1308 4–10
20	1309 8–10
21	1311 2–10
22	1312 6–10
23	1314
24	1315 4–10
25	1316 8–10
26	1318 2–10
27	1319 6–10
28	1321
29	1322 4–10
30	1323 8–10
31	1325 2–10

June.

1	1326 7–10
2	1333 7–10
3	1340 7–10
4	1347 7–10
5	1354 8–10
6	1361 8–10
7	1368 8–10
8	1375 9–10
9	1382 9–10
10	1389 9–10
11	1397
12	1404
13	1411
14	1418
15	1425 1–10
16	1432 1–10
17	1439 1–10
18	1446 2–10
19	1453 2–10
20	1460 2–10
21	1467 2–10
22	1474 2–10
23	1481 3–10
24	1488 3–10
25	1495 3–10
26	1502 1–10
27	1509 4–10
28	1516 4–10
29	1523 5–10
30	1530 5–10

July.

1	1537 6–10
2	1546 6–10
3	1555 7–10
4	1564 8–10
5	1573 8–10
6	1582 9–10
7	1591 9–10
8	1601
9	1610
10	1619 1–10
11	1628 1–10
12	1637 2–10
13	1646 3–10
14	1655 3–10
15	1664 4–10
16	1673 5–10
17	1682 5–10
18	1691 6–10
19	1700 1–10
20	1709 8–10
21	
22	1727 8–10
23	1736 9–10
24	1745 9–10

Depreciation of Paper Currency.

25	1755
26	1764 1–10
27	1773 1–10
28	1782 2–10
29	1791 2–10
30	1800 3–10
31	1809 4–10

August.

1	1818 4–10
2	1824 7–10
3	1831 1–10
4	1837 5–10
5	1843 5–10
6	1850 2–10
7	1856 6–10
8	1862 9–10
9	1869 3–10
10	1875 7–10
11	1882 1–10
12	1888 4–10
13	1894 8–10
14	1901 2–10
15	1907 5–10
16	1913 9–10
17	1920 3–10
18	1926 6–10
19	1933
20	1939 4–10
21	1945 8–10
22	1952 1–10
23	1958 5–10
24	1964 9–10
25	1971 2–10
26	1977 6–10
27	1984
28	1990 3–10
29	1996
30	2003 1–10
31	2009 5–10

September.

1	2015 9–10
2	2015 1–10
3	2014 3–10
4	2013 5–10
5	2012 8–10
6	2012
7	2011 2–10
8	2010 5–10
9	2009 7–10
10	2008 9–10
11	2008 2–10
12	2007 4–10
13	2006 6–10
14	2005 8–10
15	2005 1–10
16	2004 3–10
17	
18	2002 8–10
19	2002
20	2001 2–10
21	2000 5–10
22	1999 7–10
23	1998 9–10
24	1998 1–10
25	1997 4–10
26	1996 6–10
27	1995 8–10
28	1995 1–10
29	1994 3–10
30	1993 5–10

October.

1	1992 8–10
2	2007 4–10
3	2022 1–10
4	2036 7–10
5	2051 4–10
6	2066 1–10
7	2080 7–10
8	2095 4–10
9	2110
10	2124 7–10
11	2139 4–10
12	2154
13	2168 7–10
14	2183 3–10
15	2198
16	2212 7–10
17	2227 3–10
18	2242
19	2256 6–10
20	2271 3–10
21	2286
22	2300 6–10
23	2315 3–10
24	2329 9–10
25	2344 6–10
26	2359 3–10
27	2373 9–10
28	2388
29	2403 2–10
30	2417 9–10
31	2432 6–10

November.

1	2447 7–10
2	2459 9–10
3	2472 7–10
4	2485 4–10
5	2498 2–10
6	2511
7	2523 7–10
8	2536 5–10
9	2549 2–10
10	2562
11	2574 8–10
12	2587 5–10
13	2600 3–10
14	2613
15	2625 8–10
16	2638 5–10
17	2651 3–10
18	2664 1–10
19	2676 8–10
20	2689 6–10

Depreciation of Paper Currency.

21	2702 3–10
22	2715 1–10
23	2727 9–10
24	2740 6–10
25	2753 4–10
26	2766 1–10
27	2778 9–10
28	2791 7–10
29	2804 4–10
30	2817 2–10

December

1	2830 1–10
2	2847 8–10
3	2865 5–10
4	2883 2–10
5	2900 9–10
6	2918 6–10
7	2936 3–10
8	2954
9	2971 7–10
10	2989 4–10
11	3007 1–10
12	3024 8–10
13	3042 5–10
14	3060 2–10
15	3077 9–10
16	3095 1–10
17	3113 3–10
18	3131
19	3148 7–10
20	3166 4–10
21	3184 1–10
22	3201 8–10
23	3219 5–10
24	3237 2–10
25	3254 1–10
26	3272 6–10
27	3290 3–10
28	3308
29	3325 7–10
30	3343 4–10
31	3361

January 1780.

1	3378 3–10
2	3410 4–10
3	3442 5–10
4	3474 6–10
5	3506 8–10
6	3538 9–10
7	3571
8	3603 2–10
9	3635 3–10
10	3667 4–10
11	
12	3731 7–10
13	3763 8–10
14	3795 9–10
15	3828 1–10
16	3860 2–10
17	3892 3–10
18	3924 5–10
19	3956 6–10
20	3988 7–10
21	4020 9–10
22	4053
23	4085 1–10
24	4117 2–10
25	4149 4–10
26	4181 5–10
27	4213 6–10
28	4245 8–10
29	4477 9–10
30	4310
31	4342 2–10

February.

1	4374 4–10
2	4391 9–10
3	4409 4–10
4	4426 9–10
5	4444 4–10
6	4461 9–10
7	4479 4–10
8	4496 9–10
9	4514 4–10
10	4531 9–10
11	4549 4–10
12	4566 9–10
13	4584 4–10
14	4601 9–10
15	4619 4–10
16	4636 9–10
17	4654 4–10
18	4671 9–10
19	4689 4–10
20	4706 9–10
21	
22	4741 9–10
23	4759 4–10
24	4776 9–10
25	4794 4–10
26	4811 9–10
27	4829 4–10
28	4846 9–10
29	4864 4–10

March.

1	4882 5–10
2	4912 5–10
3	4943 2–10
4	4973 6–10
5	5003 9–10
6	5034 3–10
7	5064 7–10
8	5095 1–10
9	5125 4–10
10	5155 8–10
11	5186 2–10
12	5216 6–10
13	5246 3–10
14	5376 3–10
15	5306 7–10
16	5337 1–10
17	5367 4–10
18	5397 8–10
19	5428 2–10
20	5458 6–10
21	5488 9–10

Depreciation of Paper Currency.

22	5519 3–10	14	6803 8–10	8	8091 1–10
23	5549 7–10	15	6879 2–10	9	8092 7–10
24	5580 1–10	16	6954 5–10	10	8093 6–10
25	5610 4–10	17	7029 4–10	11	8094 6–10
26	5640 8–10	18	7105 3–10	12	8095 6–10
27	5671 2–10	19	7180 6–10	13	8096 5–10
28	5701 5–10	20	7256	14	8097 5–10
29	5731 9–10	21	7331 4–10	15	8098 4–10
30	5762 3–10	22	7406 7–10	16	8099 4–10
31	5792 7–10	23	7482 1–10	17	8100 3–10
		24	7557 5–10	18	8101 3–10
		25	7632 8–10	19	8102 2–10
		26	7708 2–10	20	8103 2–10
	April.	27	7783 6–10	21	8104 2–10
		28	7858 9–10	22	8105 1–10
		29	7934 3–10	23	8106 1–10
		30	8009 7–10	24	8107
				25	8108
1	5824 1–10			26	8108 9–10
2	5899 4–10			27	8109 9–10
3	5974 8–10		May	28	8110 8–10
4	6050 1–10			29	8111 8–10
5	6125 5–10			30	8112 7–10
6	6200 9–10			31	8113 7–10
7	6276 2–10	1	8085 1–10		
8	6351 6–10	2	8086		
9	6427	3	8087		June.
10	6502 3–10	4	8087 5–10		
11	6577 7–10	5	8088 9–10		
12	6653 1–10	6			
13	6728 4–10	7	8090 8–10	1	8114 7–10

THE

THE TABLE OF DEPRECIATION for setling Contracts and Debts made or Due in Continental Currency- from the first day of January, one thousand seven hundred and Seventy Nine, to the first June One thousand Seven hundred and Eighty.—

January 1779.

1	1596 6–10
2	1606 6–10
3	1616 8–10
4	1627
5	1637
6	1647 2–10
7	1657 4–10
8	1667 4–10
9	1677 6–10
10	1687 8–10
11	1698
12	1708
13	1718 2–10
14	1728 4–10
15	1748 6–10
16	1748 6–10
17	1758 8–10
18	1769
19	1779
20	1789 2–10
21	1799 4–10
22	1809 4–10
23	1819 6–10
24	1829 8–10
25	1840
26	1850
27	1860 2–10
28	1870 4–10
29	1880 4–10
30	1890 6–10
31	1900 8–10

February.

1	1911
2	1923
3	1935
4	1947
5	1959
6	1971
7	1983
8	1995
9	2007
10	2019
11	2031
12	2043
13	2055
14	2067
15	2079
16	2091
17	2103
18	2115
19	2127
20	2139
21	2151
22	2163
23	2175
24	2187
25	2199
26	2211
27	2233
28	2235 2–10
29	

March.

1	2247 4–10
2	2258 4–10
3	2269 6–10
4	2280 6–10
5	2291 8–10
6	2303 2–10
7	2314
8	2325
9	2336 2–10
10	2347 2–10
11	2358 4–10
12	2369 4–10
13	2380 6–10
14	2391 6–10
15	2402 8–10
16	2418 8–10
17	2425
18	2436
19	2447 2–10
20	2458 2–10
21	2468 6–10
22	2480 4–10
23	2491 6–10
24	2502 6–10
25	2513 8–10
26	2524 8–10
27	2536
28	2547
29	2558 2–10
30	2569 2–10
31	2580 4–10

April.

1	2591 4–10
2	2590 6–10
3	2589 8–10
4	2589
5	2588 2–10
6	2587 4–10
7	2586 6–10
8	2585 8–10
9	2585
10	2584 2–10
11	2583 4–10
12	2582 6–10
13	2581 8–10
14	2581
15	2580 2–10
16	2579 4–10
17	2578 6–10
18	2577 8–10
19	2577
20	2576 2–10
21	2575 4–10
22	2574 6–10
23	2573 8–10
24	2573

Depreciation of Paper Currency.

25	2572 2–10
26	2571 4–10
27	2570 6–10
28	2569 8–10
29	2569
30	2568 2–10

May.

1	2566 4–10
2	2569 2–10
3	2572
4	2574 8–10
5	2576 6–10
6	2580 4–10
7	2583 2–10
8	2586
9	2588 8–10
10	2591 6–10
11	2594 4–10
12	2597 2–10
13	2600
14	2602 8–10
15	2605 6–10
16	2608 4–10
17	2611 2–10
18	2614
19	2616 8–10
20	2619 6–10
21	2622 4–10
22	2625 2–10
23	2628
24	2630 8–10
25	2633 6–10
26	2636 4–10
27	2639 2–10
28	2642
29	2644 8–10
30	2647 6–10
31	2650 4–10

June.

1	2653 4–10
2	2667 4–10
3	2681 4–10
4	2695 4–10
5	2709 6–10
6	2723 6–10
7	2737 6–10
8	2751 8–10
9	2765 8–10
10	2779 8–10
11	2794
12	2808
13	2822
14	2836
15	2850 2–10
16	2864 2–10
17	2878 2–10
18	2892 4–10
19	2906 4–10
20	2920 4–10
21	2934 4–10
22	2948 4–10
23	2962 6–10
24	2976 6–10
25	2990 6–10
26	3004 8–10
27	3018 8–10
28	3032 8–10
29	3017
30	3061

July.

1	3075 2–10
2	3093 2–10
3	3111 4–10
4	3129 6–10
5	3147 6–10
6	3165 8–10
7	3183 8–10
8	3202
9	3220
10	3238 2–10
11	3256 4–10
12	3274 4–10
13	3292 6–10
14	3310 6–10
15	3328 8–10
16	3347
17	3365
18	3383 2–10
19	3400 2–10
20	3419 4–10
21	3437 6–10
22	3455 6–10
23	3473 8–10
24	3491 8–10
25	3510
26	3528 2–10
27	3546 2–10
28	3564 4–10
29	3582 4–10
30	3600 6–10
31	3618 8–10

August.

1	3636 8–10
2	3649 4–10
3	3662 2–10
4	3675
5	3687
6	3700 4–10
7	3713 2–10
8	3725 8–10
9	3738 6–10
10	3751 4–10
11	3764 2–10
12	3776 8–10
13	3789 6–10
14	3802 4–10
15	3815
16	3827 8–10
17	3840 6–10
18	3853 2–10
19	3866
20	3878 8–10
21	3891 6–10
22	3904 2–10
23	3917
24	3929 8–10
25	3942 4–10

Depreciation of Paper Currency.

26	3955 2–10	2	4014 8–10	13	5200 6–10
27	3968	3	4044 2–10	14	5226
28	3980 6–10	4	4073 4–10	15	5251 6–10
29	3992	5	4102 8–10	16	5277
30	4006 2–10	6	4132 2–10	17	5302 6–10
31	4019	7	4161 4–10	18	5328 2–10
		8	4190 8–10	19	5353 6–10
		9	4220	20	5379 2–10
September.		10	4249 4–10	21	5404 6–10
		11	4278 8–10	22	5430 2–10
		12	4308	23	5455 8–10
1	4031 8–10	13	4337 4–10	24	5481 2–10
2	4030 2–10	14	4366 6–10	25	5506 8–10
3	4028 6–10	15	4396	26	5532 2–10
4	4027	16	4425 4–10	27	5557 8–10
5	4025 6–10	17	4454 6–10	28	5583 4–10
6	4024	18	4484	29	5608 8–10
7	4022 4–10	19	4513 2–10	30	5634 4–10
8	4021	20	4542 6–10		
9	4019 4–10	21	4572	**December.**	
10	4017 8–10	22	4601 2–10		
11	4016 4–10	23	4630 6–10		
12	4014 8–10	24	4659 8–10		
13	4013 2–10	25	4689 2–10	1	5660 2–10
14	4011 6–10	26	4718 6–10	2	5695 6–10
15	4010 2–10	27	4747 8–10	3	5731
16	4008 6–10	28	4777 2–10	4	5766 4–10
17	4007	29	4806 4–10	5	5801 8–10
18	4005 6–10	30	4835 8–10	6	5837 2–10
19	4004	31	4865 2–10	7	5872 6–10
20	4002 4–10			8	5908
21	4001			9	5943 4–10
22	3999 4–10	**November.**		10	5978 8–10
23	3997 8–10			11	6014 2–10
24	3996 2–10			12	6049 6–10
25	3994 8–10	1	4895 4–10	13	6085
26	3993 2–10	2	4919 8–10	14	6120 4–10
27	3991 6–10	3	4945 4–10	15	6155 8–10
28	3990 2–10	4	4970 8–10	16	6190 2–10
29	3988 6–10	5	4996 4–10	17	6226 6–10
30	3987	6	5022	18	6262
		7	5047 4–10	19	6297 4–10
		8	5073	20	6332 8–10
October.		9	5098 4–10	21	6368 2–10
		10	5124	22	6403 6–10
		11	5149 6–10	23	6439
1	3985 6–10	12	5175	24	6474 4–10

Depreciation of Paper Currency.

25	6509 8–10
26	6545 2–10
27	6580 6–10
28	6616
29	6651 4–10
30	6686 8–10
31	6722

January 1780.

1	6756 6–10
2	6820 2–10
3	6885
4	6949 2–10
5	7013 6–10
6	7077 8–10
7	7142
8	7206 4–10
9	7270 6–10
10	7334 8–10
11	7399 2–10
12	7463 4–10
13	7525 6–10
14	7591 8–10
15	7656 2–10
16	7720 4–10
17	7784 6–10
18	7849
19	7913 2–10
20	7977 4–10
21	8041 8–10
22	8106
23	8170 2–10
24	8234 4–10
25	8298 8–10
26	8363
27	8427 2–10
28	8491 6–10
29	8555 8–10
30	8620
31	8684 4–10

February.

1	8748 8–10
2	8783 8–10
3	8818 8–10
4	8853 8–10
5	8888 8–10
6	8923 8–10
7	8958 8–10
8	8993 8–10
9	9028 8–10
10	9063 8–10
11	9098 8–10
12	9133 8–10
13	9168 8–10
14	9203 8–10
15	9238 8–10
16	9273 8–10
17	9308 8–10
18	9343 8–10
19	9378 8–10
20	9413 8–10
21	9448 8–10
22	9483 8–10
23	9518 8–10
24	9553 8–10
25	9588 8–10
26	9623 8–10
27	9658 8–10
28	9693 8–10
29	9728 8–10

March.

1	9765
2	9825 6–10
3	9886 4–10
4	9947 2–10
5	10007 8–10
6	10068 6–10
7	10129 4–10
8	10190 2–10
9	10250 8–10
10	10311 6–10
11	10372 4–10
12	10433 2–10
13	10492 6–10
14	10752 6–10
15	10613 4–10
16	10674 2–10
17	10734 8–10
18	10795 6–10
19	10856 4–10
20	10917 2–10
21	10977 8–10
22	11038 6–10
23	11099 4–10
24	11160 2–10
25	11220 8–10
26	11281 6–10
27	11342 4–10
28	11403
29	11463 8–10
30	11524 6–10
31	11585 4–10

April.

1	11648 2–10
2	11798 8–10
3	11949 6–10
4	12100 2–10
5	12251
6	12401 8–10
7	12552 4–10
8	12703 2–10
9	12854
10	13004 6–10
11	13155 4–10
12	13306 2–10
13	13456 8–10
14	13607 6–10
15	13758 4–10
16	13909
17	14058 8–10
18	14210 6–10
19	14361 2–10
20	14512
21	14662 8–10

Depreciation of Paper Currency.

22	14813 4–10	3	16174	21	16208 4–10
23	14964 2–10	4	16175 8–10	22	16210 2–10
24	15115	5	16177 8–10	23	16212 2–10
25	15265 6–10	6	16179 6–10	24	16214
26	15416 4–10	7	16181 6–10	25	16216
27	15567 2–10	8	16183 4–10	26	16217 8–10
28	15717 8–10	9	16185 4–10	27	16219 8–10
29	15868 6–10	10	16187 2–10	28	16221 6–10
30	16019 4–10	11	16189 2–10	29	16223 6–10
		12	16191 2–10	30	16225 4–10
		13	16193	31	16227 4–10
	May.	14	16195		
		15	16196 8–10		
		16	16198 8–10		**June.**
		17	16200 6–10		
		18	16202 6–10		
1	16170 2–10	19	16204 6–10		
2	16172	20	16206 4–10	1	16229 4–10

(State

Opening Land Office.

(State Archives.)

AN ACT

For opening the Land Office and for other Purposes therein Mentioned.—

WHEREAS it will tend much to the benefit and Advantage of this State that the unlocated lands within the same be granted out, and that all due encouragement be given to the immediate settlement thereof.—

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met, and by the Authority of the same, that from and immediately after the Passing of this Act, the Land Office shall, and the same is hereby Declared to be opened, and all and every Person and Persons Applying for land agreeable to the terms herein after mentioned shall be intitled to a Grant of the same, THAT IS TO SAY, each Master or head of a Family shall be allowed as his own headright, and without any other or further Charges than the Office and Surveying fees, Two hundred Acres; And such Person shall also be permitted to Purchase at the Rate of fifty Acres for each and every head-right in his Family on the following terms, THAT IS TO SAY, one shilling Per Acre for the first Hundred Acres and one Shilling and six pence per Acre for the second hundred Acres, two Shillings per Acre for the third hundred Acres, and two shillings

and

and six pence per Acre for the fourth hundred Acres and so on in the same Progression according to the Number of head-rights in such family, PROVIDED the quantity of Land Granted and sold to any one Person shall not exceed one thousand Acres, and that such Person do live on, and Cultivate a part of the said land twelve months before he or she shall be intitled to a Grant for the same, And also further Provided that such Person hath not heretofore Received the head right for which he or She then Applys either under the present or former Government within this State.—

AND WHEREAS this State hath made engagements to the Soldiery and other Troops which in Justice they ought to fulfil.—

BE IT THEREFORE ENACTED that in case any Officer or Soldier, or other Person claiming under such engagements as aforesaid shall Produce a Certificate from his honor the Governor for the time being that a tract or tracts of land is or are due to him, that then such Officer soldier or other person shall be entitled to a Warrant and Grant for any unlocated lands (agreeable to the quantity contained in his Certificate) within this State.—

AND BE IT FURTHER ENACTED that every Person Applying by Head rights as aforesaid shall Previous to his obtaining a Grant for his land, or having it in his Power to dispose of the same (otherwise than by will) Settle and improve

improve a part of such tract or tracts as he may obtain a Warrant and Survey of, (for the space of twelve Months as aforesaid) and shall Actually cultivate and clear at the Rate of three Acres at least for every hundred Acres of the said land.

AND BE IT FURTHER ENACTED that there shall be a Surveyor General for the State, and also a Surveyor for each County Annualy Chosen by the Legislature And such County-Surveyors so elected shall have Power to appoint one or more Assistants if Necessary, and the Aforesaid County Surveyor or his Assistant or Assistants are hereby Authorized to lay out and survey to any Person or Persons who shall Apply, all such lands, as he she or they may have obtained a Warrant for, and the said County Surveyor is required to keep an Office in that part of the County where the Superior Court is holden, in which said Office shall be recorded all such Platts or Surveys belonging to such County as shall be made within two months from the date of the Warrant, and the said County Surveyor shall also transmit to the Surveyor General a fair Copy of the same. together with the Warrant within three months from the Date of the latter, And the Surveyor General shall Record such Plat in his Office, and when and as soon as the full consideration money for the said land (if granted on purchase as aforesaid together with the office fees shall be paid; the said Surveyor General shall Record such

such Plat in his Office, and Pass the Original into the Secretary's Office for a Grant thereof to be made out and signed by the Governor or in his Absence by the President for the time being, when the party shall be entitled thereto under the terms aforesaid, And the said Grant when Signed as aforesaid shall be returned into the Secretarys Office to be there sealed with the Great Seal and registered. AND thereafter the same shall be transmitted to its proper County And lodged in the Office of the County Surveyor to be there Recorded And then delivered out to the Grantee.

PROVIDED always that in case the Consideration Money for any lands Granted on purchase shall not be Paid into the Treasury and a Certificate thereof lodged with the Surveyor General (which shall be the proper mode of paying all purchase moneys for lands Granted under this Act) and also all Office fees, Paid within twelve Months from the date of the Warrant, then and in such case the land mentioned And Contained therein shall be deemed lapsed and liable to be granted out to any other person, who shall apply for And Prove Rights Agreeable to this law for the same.

AND ALSO PROVIDED in case any Caveat shall be entered Against the Passing of Any Grant, that then the Signing And Sealing of the same shall be stayed until the determination of such Caveat.

AND

Opening Land Office.

AND BE IT FURTHER ENACTED that all Caveats against the Passing of Grants shall be entered in the office of the County Surveyor where the land lies, who shall give Notice thereof by advertisement in the most Public Place of the said County at least thirty days before a final determination is had on such Caveat; and the manner of trying such Caveats shall be as follows, the Justices of the County or any three or more of them shall on the day succeeding the day on which they meet for the purpose of Granting Warrants for land, cause to be drawn and Summoned out of the bystanders (being free holders within this State) a Jury of twelve men, who being duly sworn to try the Matter According to law and Equity shall immediately Proceed to try and give their Verdict thereon which shall be final & Conclusive. AND the said County Surveyers shall once in every Month when they respectively transmit to the Surveyor General, fair Copies of Plats together with Warrants as before directed also transmit and send to the said Surveyor General a Regular Account of all Caveats depending or determined in their Respective Counties in Order that the same may from time to time be laid before the Honorable the Governor and Executive Council as a Guide in respect to the signing of Grants—

AND BE IT FURTHER ENACTED that a Majority of the Justices belonging to each County shall be impowered and they are hereby Required on the first Monday in each Month and for

for as many days immediately following as they shall find it necessary to hold a Court (at the place where the Superior Courts for such County are usually held) for the Purpose of receiving Applications for lands, and According to Justice, and the true intent and meaning of this Act, they the said Justices or a Majority of them shall Order Warrants to issue, and the same shall be Signed by the Senior Justice then Present and Attested by the Clerk, Commanding and Requiring the County Surveyor to lay out and Admeasure such Tract and tracts of land within their respective Counties as they shall think fit to Grant under the terms and directions contained in this law.—

AND BE IT FURTHER ENACTED that all and every person and persons before he she or they shall obtain a Warrant or Warrants for any land within this State, shall on Oath Declare before the said Justices holding a Court as aforesaid, that he, she, or they hath or have not taken up or Obtained land in this State for the Head-rights or any of them at that time applied for, AND ALSO, that he, She, or they doth or do not hold, nor have had Granted under the present or former Government, to him, her, or them on Head-rights as aforesaid any quantity of land exceeding one thousand Acres, Nor more land than together with what is at that time applied for, will make a quantity exceeding one thousand Acres, and such Person or persons shall also at the same time Produce a Certificate signed

signed by two or more Justices of the County he, she, or they last resided in or such other Credentials as will Satisfy the Court of the honesty And Integrity of the person or Persons so applying, and thereafter the said Warrant shall Issue, signed and attested as aforesaid and run in the following form.

"By the Court of Justices of the County of.
"_____ To A. B. County Surveyor for
"the Said County _____

"YOU are hereby Authorized and Re-
"quired to admeasure and lay out, or cause
"to be admeasured and laid out Unto C. D.
"A tract of land which shall contain_____
"Acres in the said County of _____ (here
"describe the buttings and boundings of the
"land as Particularly as may be) taking
"especial care that the same has not here-
"tofore been laid out to any other person or
"persons, And You are hereby also di-
"rected and required to record the Plat of
"the same in Your Office and transmit a
"Copy thereof together with this Warrant
"to the Surveyor General within the term
"of three Months from this date— GIVEN
"under my hand as Senior Justice of the
"said Court this day of 178

AND BE IT FURTHER ENACTED that the Clerk of the said Court of Justices shall keep a regular book of Enteries of all applications made and

and Warrants issued, Specifying the buttings and boundings of the lands contained in the Same, and the several County surveyors shall Previous to their entering on the Execution of their office take and subscribe the following Oath before two or more of the Justices of the County to which they respectively belong "I. A. B. do Solemnly swear that I will to the best of my skill and knowledge Discharge the Duty of Surveyor for the County of And that I will not admeasure, Survey or lay out, or knowingly admit of, or cause to be admeasured, Surveyed or laid out any land without A Warrant first obtained for that Purpose. AND such County Surveyors Respectively shall give bond with Approved Security in the penal sum of five hundred Pounds Specie, to his honor the Governor for the time being, conditioned for the Good behaviour in Office, and true Performance of the trust reposed in such Surveyor, which said bond shall be taken in, and by the first Court of Justices which shall convene and sit after the Appointment of such County Surveyors Respectively, and the same shall be immediately transmitted to his honor the Governor, liable to be put in suit in case of any Misbehaviour in the said County Surveyor, And it shall be a part of the duty of such County Surveyors Punctually to observe and carry into execution all such orders and instructions as they shall from time to time receive from the Surveyor General, and to Swear or cause to be sworn all Chain carriers within their Respective Counties.

AND

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AND BE IT FURTHER ENACTED that all Warrants heretofore (that is to say since the Revolution) obtained for Vacant land, and surveys that have been made in Consequence of such Warrants within the Present temporary boundary line between the white Inhabitants of this State and the Indians, shall be delivered in to the Court of Justices of the County where such land lies, who shall make such order to the County Surveyor respecting the same as the nature of the case may Require and as to Justice shall Appertain, and it shall be a Standing rule with the said Court of Justices, and County Surveyors, and all others concerned in the execution of this law, that in all and every case, where any person or persons whatsoever, or his legal representative or Representatives (being at this time a free Citizen or Citizens of America) was or were on the twenty ninth day of December in the Year of our Lord, one thousand seven hundred and seventy eight, entitled by any law or Order of the Present Government to a Grant of lands already Run and located by such Person or persons, that in all and every such case, the said Grant shall now Actually Pass, and be signed and Sealed without any further or other Additional Charges or Incumbrances (in consequence of this law) upon the same except office fees,—

AND WHEREAS in the Year of our Lord one thousand seven hundred and Seventy eight there was issued by the Authority of this State

a Proclamation inviting settlers to migrate into the same in consequence whereof many Persons did Actually come into the State, and sat down on pieces or parcels of Vacant land for which they meant to apply for Grants under the terms of the said Proclamation but by Reason of the Confusions which have since taken Place they the said Persons have not been able as Yet to obtain or take out such Grants,

BE IT THEREFORE ENACTED that in all and every case where it shall appear that any person or persons is or are Really and *bona fide* entitled under the terms of the said Proclamation to any Grant or Grants whereon he, She, or they have fixed some Mark of Possession within the Present temporary division line between the white Inhabitants and the Indians, that he she or they so entitled as aforesaid, or his, her, or their legal Representative or Representatives shall have the preference on application for the said land to all and every other person or persons whatsoever, and there shall not be any other or further Charge (except office fees) on the said land than was to have been paid on the same at the time such Person or Persons took Possession thereof as aforesaid Any thing in this Act contained to the Contrary thereof in any wise notwithstanding.

AND BE IT FURTHER ENACTED that all Surveys which have or may have, been made, or lines run by any means or under any Pretence whatsoever

whatsoever beyond the Present temporary line within this State between the white Inhabitants and the Indians belonging to the same, or on any part of the lands not already laid out into Counties but Allowed to remain as hunting ground for the Indians at Present, shall and the same is, and are hereby declared to be Null and Void to all intents and Purposes, as tho' such surveys or lines had never been Made, And all and every Person and Persons whatsoever who shall hereafter survey or Assist in Surveying or Procure to be surveyed and Marked with lines any of the lands above Described whereon the Indians are allowed to hunt for their Support, or who shall obtain, or Attempt to obtain a Grant for the same before such lands are taken within the boundary of the white Inhabitants of this State, and the mode of Granting such lands so to be taken in, be agreed and Determined on, by the Legislature and Published by Proclamation, all and every such person and Persons shall forfeit and pay a penalty of twenty shillings for every Acre of land, he, she, or they shall so run, or Attempt to run, or obtain or attempt to obtain a Grant for, which said Penalty shall be recovered in any Court of Record or Conscience (according to the Amount thereof) within this State and shall be for the use of any Person or Persons who will inform of and sue for the same either by way of Information or Action, And if the Person or persons against whom a Judgment shall be obtained for any Penalty as Aforesaid shall be unable to Pay the same, or will not

not Produce Property whereon the Sheriff may levy to the Amount thereof he, she, or they shall be liable, and the Justices of the County where such cause shall be tried shall order him, her or them into close confinement without bail or Main-prize for the space of two days for every twenty shillings, the said Penalty so recovered as aforesaid shall consist of; and which shall Remain unpaid out of the property of the said Delinquent.

AND BE IT FURTHER ENACTED that the following shall be the form of Grants of Lands within this State

"GEORGIA———— By the Honble A. B. Capt. General Governor and Commander in Chief in and over the Said State.—
To all to whom these Presents shall come Greeting—

KNOW YE that in pursuance of the Act for Opening the land Office and by Virtue of the powers in me vested, I have by and with the Advice and Consent of the Honb.le the Executive Council given and granted, and by these presents in the name and behalf of the said State, Do give and Grant unto C. D. his heirs and Assigns for ever, all that tract or parcel of land Containing Acres situate lying and being in the County of in the said State and butting and bounding

Having

Opening Land Office.

Having such shape form and Marks as Appear by a plat of the same hereunto Anexed. TOGETHER with all and Singular the Rights Members and Appurtenances thereof whatsoever to the said tract or Parcel of land belonging or in any wise Appertaining AND ALSO ALL the Estate, right, Title, Interest claim and Demand of the State aforesaid of in to or out of the same. TO HAVE AND TO HOLD the said tract or parcel of land, and all and Singular the Premises aforesaid, with their and every of their Rights members and Appurtenances unto the said C. D. his heirs and Assigns, to his and their own proper use and Behoof forever in fee simple.

Given under my hand in Council, and the great seal of the said State at
this-day of in the Year of our Lord 178 and in Year of American Independence.
Signed by his Honor the Governor in Council.
E. F. Clk Council the day of 178

AND WHEREAS it may so happen that Persons emigrating from else where and disposed to settle in this State, may not be sufficiently Acquainted with the limits and boundary's of the same and Surveyors may wilfully or ignorantly commit mistakes in the Runing of lines unless the said limits and boundaries be made known to them. IN ORDER therefore to inform and encourage

encourage all Persons disposed to migrate into this State, to prevent mistakes and to remove every Pretence for fraud in Surveyors and others intrusted with the Execution of this law.—

BE IT ENACTED, ORDAINED AND DECLARED by the Authority aforesaid, that the limits boundaries, Jurisdiction and Authority of the State of Georgia do and did and of right ought to extend from the mouth of the River Savannah along the North side thereof, and up the most Northern Stream or fork of the said River to its head or Source; from thence in a due west Course to the River Mississippi and down the said Stream of the Mississippi to the Latitude thirty one Degrees North, from thence in a due East Course to the River Apalachicola or Chatahootchie and from the fork of the said River Apalachicola where the Chatahootchie and Flint Rivers meet in a direct line to the head or Source of the Southernmost Stream of the River S-t Mary and along the Course of the said River St Mary to the Atlantic Ocean and from thence to the Mouth or inlet of the River Savannah, Including and Comprehending all the lands and Waters within the said limits, boundaries and Jurisdictional Right and also all the Islands within twenty Leagues of the Sea Coast. AND ALL Justices of the Peace, Surveyors, Militia and other Officers and persons of any Description or Denomination whatsoever are hereby enjoined and required, and fully authorized and impowered to hold and consider the said

Opening Land Office.

said limits, boundaries and Jurisdictional right above mentioned expressed and Described as the true and Just limits boundaries and Jurisdiction of the Sovereign and Independent State of Georgia as secured to the Inhabitants and free Citizens thereof by their Charter, and Guarantied as well by the Articles of Confederation as by the treaty of Alliance with his most Christian Majesty, PROVIDED NEVERTHELESS that nothing herein before contained shall extend or be construed to extend to Authorize or impower any Surveyor or other person or Persons Whatsoever to Survey Run or make lines upon the lands before described as being allowed to the Indians for hunting Ground or any part or parcel thereof before or untill Permission for that Purpose shall be Granted by the Legislature and made known by Proclamation.

AND BE IT FURTHER ENACTED that the Surveyor General and all County Surveyors shall as Nearly as may be, be governed and directed in the Execution of all Warrants and in making their Surveys by the known Rules, laws and Customs of this State in Regard to such business, in so far as the same may be made to consist with this Law, the Revolution in Government, and the true Interest of the Republic, as shall from time to time be expressed by its Legislature or Executive Body——

By Order of the House.

N W JONES, Speaker

Savannah February 17.th 1783.

(State

(State Archives.)

AN ACT

For releasing certain Persons from their Bargains, and again selling and Disposing of the same Premises. — For establishing funds, and for other Purposes therein Mentioned. —

WHEREAS under and by virtue of An Act entitled "An Act for inflicting penalties on and Confiscating the Estates of such Persons as are therein declared Guilty of treason, and for other purposes therein mentioned" Passed at Augusta on the fourth Day of May in the Year of our Lord one thousand seven hundred and eighty two, divers sales of Confiscated property have taken place in the several and Respective Counties within this State. AND WHEREAS since the time of making the said sales, doubts have Arisen, whether the Purchase Money of the same was to be paid in Specie only, or whether Certificates and other demands against the public were to be taken in payment thereof. IN ORDER THEREFORE to remove all doubts on this head _ _ _ _

BE IT ENACTED by the Representatives of the Freemen of the State of GEORGIA in General Assembly met, and by the Authority of the same, that from and immediately after the Passing of this Act, and until the first day of October next ensuing, it shall and may be lawful

ful for any Purchaser or Purchasers of any estate real or personal of, or lately belonging to any person or Persons whatsoever named or comprehended in the said Act of Confiscation, to give up and make void, his, her, or their said purchase and bargain in case he she or they shall be dissatisfied therewith- And the same shall be Accordingly in that case Reverted in the Public without any Iinterest, Costs, or Charges (except what shall have been Already Actually paid for the Conveyances being exacted or demanded from the purchaser or purchasers thereof; AND on redelivery of the Premises, without abuse or waste, all Conveyances, bonds, Mortgages, and other Writings respecting the same, between the purchaser or purchasers and any person or persons whatsoever for and in behalf of the Public shall be exchanged, *AND* notwithstanding any Record thereof being made, the same shall be cancelled and Destroyed . —

AND BE IT FURTHER ENACTED by the authority aforesaid that all and every such purchaser and purchasers of Confiscated property real or personal under the Act aforesaid who shall not on or before the said first day of October next ensuing give up and make void his her or their said purchase and exchange writings as aforesaid, shall be held and considered as absolutely bound thereby and shall be liable and Obliged to pay one equal Moiety or half part of the said Purchase money, with one equal

equal moiety or half part of the Interest thereof in Gold or silver coin and nothing else, and the other equal moiety or half part of the said principal and Interest, or so much thereof as may be convenient in Certificates of this State (founded on some law, or resolve of the Assembly,) of any Denomination whatsoever under the hand of the Present, or of the last, or any future Governor, and bearing date subsequent to the first day of January in the Year of our Lord, one thousand seven hundred and eighty two, *OR* in accounts, (by way of discount) against the Public duly Audited and Certified Agreeable to the Resolves of Assembly passed since that Period. And such Certificates or Audited Accounts being due, either to the Respective Purchasers themselves, or transferred, (tho not appearing on the face thereof to be negotiable) to them or any of them by any other person or Persons whatsoever, PROVIDED such Certificates or Audited Accounts be brought in and endorsed off the bonds of the said purchasers respectively, within one Year from and after the passing of this Act; Or otherwise this last mentioned Moiety of Principal and Interest, or so much thereof as at the expiration of the said one Year shall Remain unpaid in Certificates or Audited Accounts, to be also payable in Gold or Silver Coin and nothing else. —

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that immediately after the said

said first day of October next ensuing, his Honor the Governor and the Executive Council, DO and SHALL take the most speedy and effectual measures by suit or otherwise for recovery of all Interest Money due and owing on bonds given for Estates Real or personal sold under the said Confiscation Act. And which shall not be so given up by the time limited as aforesaid. AND the said Interest Monies when Received shall form a Contingent fund in the Treasury, and the Treasurer shall be enabled to give sufficient Receipts on the back of the respective bonds for the same, and shall keep a fair and Regular Account thereof to be from time to time laid before the house of Assembly. —

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Commissioners of Confiscated Estates herein after named shall and they or a Majority of them are hereby directed and empowered in the months of November and December next, beginning on the second tuesday in November and Continuing from time to time at their discretion to proceed to the sale of, and Actually to sell, in manner, pointed out by the said Act of Confiscation, All and singular the Confiscated property real and personal then Remaining on hand within the several and Respective Counties, either that given up as abovementioned, or that which has been sold and the terms of sale not complied with, (PROVIDED NEVERTHELESS that where the Party has given

given bonds for principal and Interest with security for the latter and shall give Mortgage by the first day of October next it shall be deemed a compliance,) or that which has never Yet been sold, or exposed to sale. And the same shall be sold payable in four Years if Personal, and Seven Years if real Estate, as mentioned and directed in and by the said Confiscation Act: And the purchasers thereof shall accordingly give bond, Mortgage and other security as therein required for the Consideration Money and good and sufficient security for the Interest thereof, which said Consideration Money and the Interest thereof shall be payable in the same manner as the former sales are before declared to be, that is to say, the one equal moiety or half part of the said Purchase Money with the Interest thereof in Gold or Silver Coin and nothing else, AND the other equal Moiety or half part of the said Principal and Interest or so much thereof as may be Convenient in Certificates of this State (founded on some Law or Resolve of Assembly) of any denomination whatsoever, under the hand of the Present, or of the last, or any future Governor, and bearing date subsequent to the first day of January in the Year of our Lord one thousand seven hundred and eighty two, or in Accounts (by way of discount) Against the Public duly Audited and Certified agreeable to the Resolves of Assembly passed since that period; and such Certificates, or Audited Accounts, being due either to the Respective purchasers themselves

themselves or transferred, (tho' not appearing on the face thereof to be negotiable) to them or any of them by any other Person or persons whatsoever, PROVIDED such Certificates, or Audited Accounts be brought in and endorsed off the bonds of the said purchasers respectively within one Year from and after the passing of this Act. OR OTHERWISE this last mentioned Moiety of Principal and Interest or so much thereof as at the expiration of the said one Year shall Remain unpaid in Certificates or Audited accounts to be also payable in Gold or Silver Coin & Nothing else.

AND BE IT FURTHER ENACTED by the Authority aforesaid that any Person or persons whatsoever, now or hereafter holding such Certificates as aforesaid or Audited Accounts Against the public who shall not have purchased at the preceeding, or shall not purchase at the succeeding sales of Confiscated Property, or who shall not transfer their demands to those who do purchase, or who shall in any case have in their Possession, such Certificates, or Audited Accounts as aforesaid, to a greater amount than they are allowed to pay away in Discount on bonds given for Confiscated property that all and every such person and persons shall at any time within thirteen Months from and after the passing of this Act, be at liberty to bring in their said Certificates, or Audited Accounts to his Honor the Governor, and to exchange the same for Certificates of a New Denomination, (the

(the form whereof is herein after specified) to be signed, indented, and issued by his Honor the Governor in Council, and regularly entered on the Council books, and the same shall be numbered, and also Counter signed by the Treasurer, who shall keep the indent, with the number and sum of every such Certificate as a Check, and who shall also keep a fair Account of all such Certificates, and to whom payable, for the Inspection of the Assembly. AND the said Certificates and Audited Accounts so brought in and exchanged as aforesaid, shall be lodged in the Treasury, until the meeting of the Assembly from time to time, who shall appoint a Committee to see the said Certificates burnt and the said Audited Accounts properly Arranged and laid up in the treasury as Vouchers for so much paid by the Public.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the following shall be the form of the Certificates to be issued as before directed and Required that is to say.

STATE OF GEORGIA
N°. ------

By his honor A. B. esquire Captain General, Governor and Commander in Chief in and Over the Said State.

"These are to certify that there is due and Owing from this State to C. D. the sum of £____ Sterling

Sterling which said sum being part of the intended funded debt, will be provided for, payable at the expiration of seven Years from the 29th day of July 1783, And in the mean time the Interest thereof at the Rate of 7 Per Cent Per Annum will be regularly paid at the Treasury to the said C. D. or his Order in Gold or Silver coin, at the Current rates in Savannah.

Given under my hand in Council pursuant to Act of Assembly this day of 178

Countersigned by
E. F; Treasurer

WHICH said Certificates being Authenticated and issued as aforesaid shall be considered as forming an Aggregate, to be hereafter reduced to a funded debt Against this state redeemable in Seven Years from and after the Passing of this Act and carrying an Interest of Seven Per Cent payable out of the Treasury in Gold or silver Coin at the present current Rates in Savannah, Yearly and every Year, On the day of the date of the said Certificates Respectively.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any person or persons holding Certificates, or audited Accounts as aforesaid, shall neglect to bring in the same, either in Payment of a Debt or Debts for confiscated Property, or in exchange for a Certificate of the Denomination above specified, within

within the several and Respective times for that purpose limited and Appointed, ALL and every such person and persons shall be considered as for ever Precluded from their said demands, and the Public shall not be liable to make Provision for payment of the same at any time hereafter. —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in all future sales of Confiscated property, the Commissioners shall Wait three days for the Purchasers to comply with the terms of sale, and if not done within that time the said Commissioners shall Proceed to sell again, and so on till the said terms shall be complied with. — AND in every instance of non compliance, after the sales shall commence under this Act, the last Person who shall refuse or neglect to comply, shall in case the then next sale, shall not equal or exceed his, make good the difference in price between the *one* and the *other,* so that the public may be no looser there by; AND the said Commissioners shall Accordingly Require and oblige every purchaser immediately as the premises shall be knocked off to him or her, to sign and seal an obligation to the following purport.

"I. A. B. do hereby Acknowledge to have pur-
"chased at the sales of Confiscated property, a
"plantation or tract of land containing or said
"to contain. _____ Acres situate in the
"County of _____ at and after the Rate of

"Per

"Per Acre, (or otherwise describing the pre-
"mises as the case may be) AND I do hereby
"bind and oblige myself my heirs Executos's
"and Administrators to comply with the terms
"and Conditions on my part within three days
"after being Required so to do by the Commis-
"sioners of the said sales, or a Majority of
"them, or else to forfeit to the State what ever
"may be the Deficient difference between the
"amount sales of the said Premises as knocked
"off to me, and the amount sales of the same
"to the next purchaser, and to pay the said Dif-
"ference on Demand in Gold or silver Coin to
"the said Commissioners or a Majority of them.
"WITNESS my hand and Seal this ____ day
"of ____ 1783.
Present. -

AND BE IT FURTHER ENACTED by the Authority aforesaid, that when and as soon as sale shall be made of all the said Confiscated property, and bonds and other securities taken for the same as before directed the said Commissioners or a Majority of them shall make out and lay before the House of Assembly at their next sitting thereafter, a fair State or Account of their Proceedings therein, with the names of the purchasers and their Securities, the Amount of the sales, and all other matters Respecting or concerning the same, AND the said house of Assembly after having examined the said state or Account, shall at the expiration of the said one Year allowed for bringing in Certificates

Certificates and Audited Accounts in Payment of one moiety of the said purchases, set aside good bonds with the Mortgages and other securities there unto belonging, amounting, (clear of all deductions and payments) to the sum of one hundred and eight thousand eight hundred and eighty nine pounds sixteen shillings and six Pence sterling to answer the supposed quota Appertaining to this State, of the national Debt. And the said bonds so set aside shall remain as a fund subject to increase or Decrease, according as the said quota shall on a fair adjustment by Congress be found to Augment or sink from the present supposed Quantum, but subject to no alteration on any other account Whatsoever. AND the Interest money thereafter arising from the said bonds so set aside, shall be annually and regularly collected in Gold or silver coin and nothing else. AND so much thereof as may be necessary shall be annually and regularly remitted under the Direction of the Honorable the Governor and Council, to the Continental Treasury, in payment of the Interest money of the quota appertaining to this State of the Continental Debt. —

AND WHEREAS, a sum lying at Interest in this State equal to what shall be found to be our Continental quota, will from the Difference of Interest between the one and the other, annually leave a considerable balance of Interest in our favor . —

BE

Releasing Bargains and Re-selling.

BE IT THEREFORE ENACTED by the Authority aforesaid, that this difference or balance shall be annually carried to the credit of a Seperate fund, and after taking thereout the Necessary charges of remitting the annual Interest of the continental quota, the residue shall be let out at Interest by the Treasurer on Good personal Security from Year to Year, and the same with the Accumulating interest thereof, shall be considered as appropriated towards the discharging our quota of the principal sums of one Million and an half of Livres (being the one twelfth part of the French Debt) which become due in four Years after a peace. *AND* of one Million more of Livres (being the tenth part of the Dutch Debt.) which become due on the fifth day of November in the Year of our Lord, one thousand seven hundred and eighty seven, *AND* our quota of the Domestic Debt, whatever the same may be- — —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that after taking out and Appropriating good bonds, (with the other Securities thereunto belonging) as aforesaid whereon shall remain due, one hundred and eight thousand eight hundred and eighty Nine Pounds sixteen shillings and six pence. from the amount sales of Confiscated property. ALL and SINGULAR the rest and residue of the bonds, Mortgages and other securities remaining on Account of the sales of confiscated property with the Monies then due and to grow due there

there on, shall, and the same are hereby declared to be a fund appropriated to the security and redemption of the intended funded Debt before mentioned with the Interest thereof . —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case it shall be found at the expiration of the said one Year, allowed for bringing in Certificates, and audited Accounts as aforesaid, that there will not be sufficient remaining of the Amount sales of Confiscated Property (after taking thereout the sum of one hundred and eight thousand, eight hundred and eighty nine pounds sixteen shillings and six pence as before mentioned) to pay off the Annual interest of the funded Debt, and ultimately to sink the principal thereof, that then and in such case, Provision by the Appropriation of a body not exceeding two hundred thousand Acres of unlocated lands or by Taxes, or otherwise shall be immediately thereafter made to supply the deficiency, so as to give a stability to the Certificates to be issued in the form before mentioned, and to secure the holders thereof in the punctual payment of the Interest annually and the principal ultimately of their said Certificates . —

AND BE IT FURTHER ENACTED by the Authority Aforesaid, that all and singular the other debts due and owing to the public, and contracted since the said first day of January in the Year of our Lord, one thousand seven hundred

hundred and eighty two, on any account whatsoever, except for Confiscated property, shall be held and considered, And the same are hereby declared, to be due and owing and payable in Gold or Silver coin, and nothing else . —

AND WHEREAS there are many demands made against the said Confiscated estates for monies due and owing, or said to be due and Owing by the several and respective former proprietors thereof, and suits are daily brought for Recovery of such demands under the said Act of Confiscation, which said suits are attended with great costs to the Public . —

BE IT THEREFORE FURTHER ENACTED by the Authority aforesaid, That from and after the Passing of this Act it shall not be lawful for any person or persons whatsoever to sue or implead the Public or State, as such in any Court of law or Justice within the same (except in cases herein after mentioned) and all actions already brought, or now depending of that nature, shall and the same are hereby declared to be discontinued) provided Judgments shall not already have passed thereupon, agreeable to the terms of the Confiscation Act) and the several persons herein after named, THAT IS TO SAY, James Cochran, Edward Davies, Benjamin Andrew, Charles Odingsells, and Lachlin M^cIntosh, SHALL, and they are hereby declared to be a board of Commissioners for receiving, hearing and finally determining all and singular the

the Claims of any person or persons whatsoever against the said Confiscated Estates, or any of them, for Monies due and owing, or said to be due and owing from the said former proprietors thereof or any of them, AND the said Commissioners or a Majority of them shall have full power and Authority to hear and finally adjudge the cause of any person or Persons whatsoever so brought before them, and to settle such mode of Proceeding thereon in the most expeditious and summary manner, as to them or a Majority of them, shall appear most elegible and Just, and in all and every case the said Commissioners or a Majority of them, shall give a Certificate under the hand of the President of the said board, to the Respective Claimants, of what appears to be due and owing to them respectively, on a Determination of their said cause or causes, which said Certificates, the said Claimants shall carry to his honor the Governor, and having exchanged the same for his Certificate in form aforesaid made, the said last mentioned Certificate, shall stand upon the footing of any other certificate of the like form in payment of Confiscated property, or as a funded Debt against the State. AND the said Claimants respectively shall pay and Advance to the Clerk of the said board, at the time of entering his or her claim, the following fees for costs thereon, THAT IS TO SAY, For any claim not exceeding the sum of fifty pounds, Two shillings and four pence. For every claim exceeding fifty pounds, and not exceeding one hundred pounds, Four

Four shillings and eight pence, For every claim exceeding One hundred pounds the sum of Seven shillings, which said fees shall be included in the Certificate to be given on the Determination of the Cause, and shall be in full of all costs on the same. PROVIDED NEVERTHELESS, that no certificate from the said board shall be given until after the sales of the Confiscated property shall be compleated, and that then the said Commissioners shall take care, that the Certificates of Demands against any Estate do not exceed together with the Judgments already passed against such estate the Amount sales of the same- And at the time the said Commissioners shall give such Certificates, in case they find any particular estate insolvent, they shall make each Creditor abate in proportion to his or her demand, so as to admit them all into an equal composition, without giving any preference to Judgments, or making any distinction between Debts of a Different nature or date PROVIDED ALSO that nothing herein Contained, shall extend or be construed to extend to deprive the Courts of law of their Jurisdiction, In cases where the titles of land or other real or Personal estate, shall be brought in question, or to give the Cognizance of the same to the Present, or any other Board of Commissioners. but that all and every such case shall stand upon the same footing, and be tried in manner pointed out and directed in and by the said Confiscation Act. AND when it shall happen that any doubts shall arise with the Auditor on any claim

Against

Against this State, of any nature whatsoever, the said Auditor shall, and he is hereby required to lay the same before the aforesaid board of Commissioners, who shall lay down some fixed principle of equal Justice, between the State and each Claiming Individual, and Judge and finally decide on the same; from whom there shall be no Appeal. —

AND BE IT FURTHER ENACTED by the Authority aforesaid that all legal Costs already incurred in and upon any action or suit brought under the said Confiscation Act, shall follow the event of the cause, when the same shall be tried before the board of Commissioners as aforesaid, and in case of sentence or Judgment for the Plaintiff or Plaintiffs, the said costs shall be included in the Certificate to be given him, her, or them, by the President of the said board . —

AND BE IT FURTHER ENACTED by the Authority aforesaid that where Certificates for provisions or other necessaries for the Army have been given by Commissaries and other officers duly Authorized, the Person or persons Possessing such Certificate or Certificates, shall lay the same before the board aforementioned who shall in like manner finally decide on, and determine the same, and that no suit or Suits at law, shall be brought against such Officer or Officers, for on Account of such Certificate or Certificates, unless it shall appear to the board

the

the same was or were given improperly, or the Articles improperly applied. AND WHEREAS in and by the said Confiscation Act, IT IS ENACTED and DECLARED, that no demands shall be received against the several Estates therein Confiscated from and after the fourth day of May then next ensuing, but now last past.

BE IT THEREFORE ENACTED by the authority aforesaid, that the said term for making claims of Monies due, or said to be due, from the several Persons named or comprehended in the said Confiscation Act on any Account whatsoever, before the board of Commissioners before named, shall be enlarged and prolonged, and the same is hereby declared to be enlarged and prolonged to one Year from and after the passing of this Act, and all such claims made before the said board within the said one Year, shall be held and considered as much *within time,* as if they had been made at any time before the said fourth day of May last Past, AND ALL accounts which shall he hereafter duly Audited at any time within one Year from and after the passing of this Act, shall be held and considered as Good and upon the same footing, as Accounts already Audited, And as coming within the perview & Intention of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That Charles Odingsells, **Hugh**

Hugh Lawson, and Abraham Ravott, shall be, and they are hereby appointed Commissioners of Confiscated Estates, and vested with full power and Authority, to do and Perform every Act and thing, that the aforesaid Commissioners of Confiscated Estates were authorized to do, or that shall be Necessary to be done under this Act. and that they be allowed at the rate of One Per Cent, in lieu of all Charges. And in case of the Death, Resignation or Refusal to Act, of the said Commissioners, or any of them, or of the Commissioners of Claims before named, or any of them, His honor the Governor and Executive Council, shall fill up such Vacancy by the Appointment of another Commissioner, or other Commissioners in the Room of him or them, so dying, refusing to Act or Resigning. AND the said Commissioners of Confiscated Estates now appointed or hereafter to be appointed, shall in all respects comply with the terms which were required of the Commissioners under the Confiscation Act at the time of their Appointment. —

AND BE IT FURTHER ENACTED by the Authority aforesaid that his Honor the Governor and Executive Council shall have power and Authority to direct the Commissioners of Confiscated estates, to dispose of any property real or Personal appertaining to the said estates to the Amount of any sum not exceeding two thousand pounds sterling, at such times or periods of payments, as the Executive Department may deem most conducive to the Interest

of

of the state for the express purpose of making good the engagements entered into by Virtue of certain Resolutions to that effect, and for the more immediate emergencies of the State.

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Accounts of the Officers and Soldiers of the Georgia line, (liquidated by the proper Officers, and Certified by the Financier, that such Account or Accounts will entitle us to immediate discount from our Continental Quota, or the Interest thereof) shall be received *as Specie* for purchases made at the Confiscated sales, and a Discount of twelve and a half Per Cent allowed thereon for Prompt payment, PROVIDED such Accounts are brought in and deducted within twelve months after passing this act . —

AND WHEREAS the several regulations contained in this Act may be Repugnant to, or may interfere or clash with, certain clauses or parts of the Act of Confiscation before Mentioned. —

BE IT THEREFORE FURTHER ENACTED by the Authority aforesaid that all and every such clause, or parts of clauses or other matter or thing mentioned or Contained in the said Act of Confiscation, repugnant to, or which shall clash or interfere with the several Regulations, mentioned or contained in this Act, shall and the same is, and are hereby declared to be repealed and done away. BUT all and every other

other part or clause of the said Confiscation Act (not Repugnant to the regulations herein contained) now of force, shall be and the same is hereby Declared to be in full force and Virtue . —

AND BE IT FURTHER ENACTED by the authority aforesaid that this Act shall be deemed a public Act, and Judicially taken notice of as such in all Courts within this State, and any persons or Persons whatsoever, sued or impleaded for any matter or thing, done under or in Consequence thereof, shall Plead the General issue, and having given the special matter in evidence, the Court and Jury shall consider such person or persons, sufficiently indemnified in so far, as he or they has or have acted agreeably to the terms and directions of this or the Confiscation Act, or in Pursuance of their duty there-under .

By order of the House

WM GIBBONS Speaker

Augusta, 29th. July 1783.

(State

(State Archives.)

AN ACT

For enforcing the Payment of Arrears of TAXES and DUTIES, and for imposing a Tax on all Goods, Wares, and Merchandise, and Negro slaves sold at Vendue. —

WHEREAS since the evacuation of this State by the British troops, many of the laws thereof have been neglected to be carried into execution, and Among others, those imposing Duties on Goods imported by transient Persons And on seasoned slaves brought into this State, to the great injury of the Revenue thereof . —

BE IT THEREFORE ENACTED by the Representatives of the freemen of this State in General Assembly met AND it is hereby enacted by the Authority of the same- That the Collectors of the Customs for the several Ports within this State, DO and they are hereby Authorized Directed and Required within fifteen days After the Passing of this Act to give Public Notice at least twenty days, Requiring all transient persons, who have imported Negroes or other Slaves, or Goods, Wares and Merchandize Or any person or persons who have imported any seasoned Slaves into this State since the eleventh day of July, in the Year of our Lord one thousand seven hundred and eighty two, that they do immediately give good And

sufficient

sufficient security for the Amount of the duties Due and Owing by them on such Negroes, and other Slaves, or Goods Wares and Merchandize or Seasoned slaves, Agreeable to the Respective laws of this State imposing the said Duties in the same manner and On the same Conditions, as if the said Negroes or other slaves, or Goods wares and Merchandize or seasoned slaves had been Regularly entered and bonded agreeable to the mode pointed out by the respective laws aforesaid, AND. —

BE IT FURTHER ENACTED by the Authority aforesaid That if any transient Person or Persons, who shall have imported into this State, any Negroes or other Slaves, or Goods Wares, or Merchandize, or any person or persons transient or otherwise who shall have brought within the same, any seasoned Slave or Slaves for sale since the aforesaid eleventh Day of July one thousand seven hundred and eighty two, And shall neglect or refuse to give in, when thereunto required as aforesaid, an exact Account thereof, and also pay or secure to be paid the full amount of the Respective duties due and owing thereon, agreeable to the laws of this State imposing the same, such person or persons so Refusing or neglecting as aforesaid, shall on due proof thereof forfeit and pay double the amount of such Duties so imposed by the said Laws, to be recovered in any Court of Record within this State, and any Collector Or Collectors Refusing or Neglecting to carry this Act into

into execution shall forfeit double the Amount of the Duty that ought to be received on such imported Goods wares, Merchandize, or Negroes- or other Slaves to be Recovered in any Court of Record or Judicature within this State.—

AND WHEREAS there are large quantities of Goods Wares and Merchandize, and Negro and other slaves sold at Public Vendue by which means large sums of Money are collected and carried out of this State to the Great detriment thereof.

BE IT THEREFORE ENACTED by the Authority aforesaid that from and after the tenth day of August next ensuing, all Goods wares and Merchandize or Negroe or other slaves sold at public Vendue within this State, shall be and they are hereby Declared liable to a tax of fifty shillings on every hundred pounds Gross sales, of all such Goods wares and Merchandize and Negro or other slaves sold at public Vendue as aforesaid and the several Vendue Masters within this State are hereby Authorized, empowered and Required to retain in their hands the sum of fifty shillings on every hundred pounds value, sold by them as Vendue Masters, to be accounted for by them as herein after directed. AND for the more effectually securing the said Duties to the Use of this State. —

BE IT FURTHER ENACTED by the Authority

thority aforesaid that from and immediately after the Passing of this Act, no person shall Act as a Vendue Master, or sell or dispose of any Goods, wares or Merchandize, or Negroe or other slaves at Public sale or Vendue without a license for that purpose first had and obtained from his honor the Governor or Commander in Chief of this State for the time being who is hereby empowered to grant such licenses. *AND* every person taking out a license as aforesaid, shall at the same time and before he shall be deemed qualified to hold any Public sales, take the following Oath (VIZ)

"I. A. B. Do solemnly swear, that I will truly "and faithfully demean my self as a Vendue "Master, and that I will when thereunto Re- "quired by the Treasurer of the state, Render "a true and Just Account of all the Goods, "Wares, and Merchandize and Negroe and "other slaves by me sold as Vendue Master, "and otherwise comply with the terms and "Regulations of the Act of Assembly in such "case made and Provided, *So help me God*" — AND he shall also give bond with sufficient security to his honor the Governor and Commander in Chief for the time being in the penal sum of five hundred Pounds, Conditioned for the faithful discharge of the trust Reposed in him, and that he will from time to time, (at least once in every month) render a true and Just account of the Gross amount of all Goods wares and Merchandize And Negro and other slaves

slaves by him sold as Vendue Master to the Treasurer of this State, and at the same time pay to the said Treasurer the sum of two pounds ten shillings for every hundred pounds Gross sales, so sold by him as aforesaid. AND the Treasurer of this State is hereby authorized empowered and required to carry this Act into execution and to receive the Duties imposed by the same according to the true intent and meaning thereof, AND for the preventing of any person or persons selling or disposing of any Goods Wares or Merchandize, or Negro or other slaves at public Vendue before they shall be licensed by his honor the Governor for that purpose. —

BE IT FURTHER ENACTED by the Authority aforesaid that if any Person or Persons shall at any time after the tenth day of August next ensuing, sell or hold any public sales or Vendues without first obtaining a license from his honor the Governor and Commander in Chief for the time being, Agreeable to the Directions of this Act, he or they holding such sale or Vendue shall forfeit for every such offence, the sum of one hundred Pounds - — PROVIDED NEVERTHELESS that nothing in this Act is intended to impose any tax on Estates sold by Executors Or Administrators, or by Sheriffs under execution or to Prevent any person from disposing of their own estate at Public sale, but that all such sales shall be held in the same manner and Subject to no other Restriction than they

they heretofore were, before the Passing of this Act. —

AND BE IT FURTHER ENACTED by the Authority aforesaid that all fines and Penalties, incurred under this Act, shall be recovered in any Court of Record within this State. AND that the said fines and Taxes imposed in and by the same, shall be Appropriated in the following manner (that is to say) the *first* two hundred and fifty pounds, Arising from the said Vendues to be appropriated towards repairing the Filature in Savannah; and the same shall be accordingly paid into the hands of John Morel, John Martin Samuel Stirk, Joseph Clay, and James Habersham, who are hereby Appointed Commissioners for that purpose and the remainder of the said Vendue Tax, from time to time as the same shall arise, shall remain in the Treasury as part of the Contingent fund —— *AND* . —

BE IT FURTHER ENACTED by the Authority aforesaid, that it shall be lawful for the several Officers of this state to receive the following fees for their trouble in the executing the several services Required in and by this Act (VIZ) To the Secretary of the State for Making out the license, Administering the Oath, taking the bond, and attending the Governor to get the same signed—*One Guinea,* To the Governor for signing the license, One Guinea .

By Order of the House
WM GIBBONS. Speaker.

Augusta 29th. July 1783. (State

Laws Continued.

(State Archives.)

AN ACT

To continue the several laws of this State near expiring; and for other Purposes therein Mentioned —

WHEREAS several necessary laws of this State Passed before the Revolution are Near expiring, and it is expedient for the welfare thereof that they should be further Continued

BE IT THEREFORE ENACTED by the Representatives of the freemen of this State in GENERAL ASSEMBLY met, and it is hereby enacted by the Authority of the same, That An Act passed the twenty seventh day of March in the Year of our Lord one thousand seven hundred and fifty nine, for the better Regulating Taverns, Punch houses, and Retailers of Spirituous liquors, and also an Additional Act passed the twenty fifth day of March one thousand seven hundred and sixty five, And also an Act passed the eleventh day of April One thousand seven hundred and sixty eight for regulating the Assize of bread; And Also An Act passed the twenty ninth day of March, One thousand seven hundred and fifty nine, to prevent Masters of Vessels from carrying off Persons in Debt, from this State (then Province) and which was amended and further Continued by An Act entitled An Act to Amend An Act to prevent Masters of Vessels from carrying off Persons

Laws Continued.

Persons in Debt from this State (then Province) passed the first day of May One thousand seven hundred and sixty, And also An Act passed the seventh Day of April One thousand seven hundred and sixty three, to prevent Persons throwing ballast or rubbish, or falling trees into the Rivers and Navigable Creeks within this State. (then Province) and for keeping clear the Channels of the same And also An Act to amend the said Act passed the twenty fifth day of March one thousand seven hundred and sixty five, AND ALSO An Act to oblige Masters of Vessels and other transient persons, importing Negroes or other slaves, Goods, wares, and Merchandise to pay tax for the same, and to compel the Persons directed to receive, the same to give security for the due performance of their Office, and for the monies that may be received by them by Virtue of an Act of the State Passed the twenty ninth day of September one thousand seven hundred and seventy three, ALSO an Act passed the sixth day of March One thousand seven hundred and sixty six, for punishing seamen and Mariners Neglecting or deserting their duty on board their respective ships or Vessels, and for preventing seamen or Mariners from being harboured or running in debt;

AND also An Act to prevent frauds and deceits in selling Beef, pork, pitch, tar, Turpentine and fire wood passed the sixth day of March one thousand seven hundred and sixty six

ALSO

Laws Continued.

ALSO An Act for amending An Act entitled An Act to prevent frauds and Deceits in selling beef, Pork, pitch, Tar, Turpentine and firewood passed the twenty fourth day of December one thousand seven hundred and sixty eight, *ALSO* An Act passed the twenty sixth day of March One thousand seven hundred sixty seven to regulate the making of Cypress, Oak, and pine lumber, staves and shingles, and to ascertain the quality thereof, AND ALSO an Act passed the seventh Day of April One thousand seven hundred and sixty three for regulating a Workhouse for the Custody and punishment of Negroes and further Continued by An Act entitled An Act to amend and Continue An Act for regulating a Work house for the Custody And punishment of Negroes passed the twenty sixth day of March one thousand seven hundred and sixty seven, AND ALSO an Act passed the eighth day of November One thousand seven hundred and sixty five for the establishing and Regulating patroles, and for preventing any person from purchasing provisions or any other commodities from, or selling such to any slave, unless such slave shall produce a Ticket from his or her owner, Manager, or employer, *AND ALSO* An Act to regulate the Wharves and Shipping in the several ports of this State, then province, And Ascertaining the Rates of Wharfage of shipping and Storage, and also the duty of an Harbour Master for the port of Savannah, and to Authorize the said Harbour Master to

put

put in force An Act entitled An Act to amend An Act to prevent persons throwing ballast or rubbish or falling trees into the Rivers and Navigable Creeks within this State then province, and for keeping clear the channels of the same: ALSO. An Act for Granting a duty upon raw neat hides exported from this State then Province, and for preventing the exportation of unmerchantable tanned leather. ALSO An Act for appointing Inspectors of Tobacco, and to Prevent the exportation of bad and unmerchantable Tobacco passed the tenth day of May One thousand seven hundred and seventy, ALSO An Act for Regulating the Pilotage of Vessels into the several Ports of this State, (then province) Passed the fourth day of March, one thousand seven hundred and Sixty two, *ALSO* an Act to prevent Stealing of horses and Neat Cattle, and unlawfully branding, marking, killing or driving the same, passed the twenty ninth day of September, one thousand seven hundred And seventy three, shall severally and Respectively be And they are hereby continued in full force, untill Repealed by this or some future General Assembly . —

AND WHEREAS at the time of the Invasion of this State by the British Troops in the Year one thousand seven hundred and seventy eight the public Records were sent away to prevent their falling into the hands of the enemy, and have not Yet been returned into this State, from which Cause the several laws heretofore passed.

and

and which may be now expiring cannot with Precision be known, and if no remedy be applied there is reason to believe great injury may Accrue to the Citizens of this State for the prevention thereof —

BE IT FURTHER ENACTED by the Authority Aforesaid, that all laws passed before the twenty ninth Day of December, one thousand seven hundred and Seventy eight, which are or may be near expiring, and that are not repugnant to the Constitution of this State, or in their nature temporary. Be. and they are hereby declared to ~~be~~ in full force, and that they shall continue in force until Repealed by this, or Some future Legislature. —

AND BE IT FURTHER ENACTED by the Authority Aforesaid, That nothing contained in Any Act or Acts heretofore in force shall extend to enable his honor the Governor to lay an embargo on Indian Corn, or any other Species of Grain or flour except when a General Embargo shall be found necessary to be laid thereon, and that in Cases only of particular Emergency, and for as short a period as such emergency will possibly admit of, And that in any case when an embargo shall be laid by his honor the Governor And the Executive Council, the Legislature shall be convened, as soon thereafter as may be done agreeable to law, in Order that

their

their sense may be taken on the expediency and propriety of Continuing the same . —

By Order of the House

WM GIBBONS Speaker

Augusta 30th: July 1783.

(State Archives.)

AN ACT

For the laying out the Reserve Land in the Town of AUGUSTA into Acre Lots, the erecting an ACADEMY or Seminary of Learning, and for other purposes there in Mentioned. —

WHEREAS the Legislature taking into Consideration the Advantages that must necessarily Result to the state from the encouragement of the Town of Augusta, did in January Sessions one thousand seven hundred and eighty Pass An Act for the laying out the Reserve of the public land in and near the said Town into Acre lots, and directed the same to be sold at Public Out cry, under such Restrictions as were therein perticularly set down and mentioned. AND WHEREAS the said Lots were laid out and sold but the said Restrictions not being complied with, the said sales are become null and Void

Void and the lands are again Vested in the State, AND WHEREAS the same Reasons continue for the encouragement, and enlargement of the said Town of Augusta . —

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of GEORGIA in General Assembly met, and it is hereby enacted by and with the Authority of the same, THAT from and immediately after passing this Act George Walton, Joseph Pannel Andrew Burnes, William Glascock and Samuel Jack- esquires who are hereby Declared and empowered as Commissioners for carrying the same into execution, shall and they are hereby required to cause the said lands reserved as aforesaid to be again laid out in Acre lots, and to proceed to the sale of the same by Public Auction to the highest bidder, the said Commissioners first giving three months Notice of such sale under such restrictions and terms as are herein after particularly laid down and mentioned — —

AND BE IT FURTHER ENACTED that the terms on which such lots shall be sold and disposed of, shall be One fourth of the Purchase money Cash, One fourth payable in one Year, and the other two fourths payable within three Years thereafter, such purchaser giving bond And Security for payment of principal, and the Interest from the Date, at the Rate of seven ℔ Cent ℔ Annum, with proper Mortgages of such

such lots in case of failure in payment as aforesaid. AND WHEREAS the settlement of the said town is a Great object with the Legislature-

BE IT FURTHER ENACTED. that every such Purchaser as aforesaid shall and he is hereby required as part of the terms aforesaid, within the space of two Years to build or cause to be built a tenantable brick, stone, or frame house, not less than sixteen feet by twenty four on such lot or lots he may become Possessed of by such sale, and in Default Whereof such lot or lots, shall and they are hereby Declared to revert to, and become again the property of the State.

AND WHEREAS a Seminary of learning is greatly necessary for the Instruction of our Youth, and ought to be one of the first objects of attention after the promotion of Religion . —

BE IT FURTHER ENACTED that after the said Commissioners have Reserved one of the first lots for the building a Church or house of Worship to the divine being by whose blessing the Independence of the United States has been established; and a reserve of ten other principal lots for public Use, the monies arising from such sales, after defraying the Charges of the building said Church shall be and they hereby are Vested in the hands and power of the said Commissioners Named as aforesaid as Trustees for the purpose of carrying into execution the Intentions

Intentions of this law, and for erecting an Academy or seminary of Learning as aforesaid, their Heirs And Successors in Office for ever, in trust for the sole use of the said Church and Academy or Seminary . —

AND BE IT FURTHER ENACTED that the said Commissioners, on the sales and Restrictions aforesaid being Complied with, shall be and they are hereby Authorized and empowered to give titles as fully and amply to such purchasers as trustees aforesaid as the said State possibly could or might do, and in their Name, and in the Names of their successors in office, to receive such monies both principal and Interest, arising from such sales; or the loan of any part thereof, and the same to lend out Again at Interest, or otherwise dispose thereof as the said Commissioners or a Majority, their successors or a Majority of them shall think most advantageous to the fund for the said Church and Academy or Seminary . —

AND BE IT FURTHER ENACTED that the said Commissioners or Trustees shall Yearly and every Year render a Just and true Account of the fund of the said Seminary to his honor the Governor and Executive Council for examination, and if found by them Guilty of Malpractice, such offending Commissioner or Commissioners shall be displaced, and others appointed for that purpose in his or their room.—

AND BE IT FURTHER ENACTED, that, the

the said Commissioners shall be and are hereby Authorized and empowered to erect on one of the said lots, or purchase from the sales of the same, some spot convenient for that purpose a building, commodious and proper to answer the intentions of this Act as An Academy or Seminary as aforesaid, and to enter into such Contracts for erecting the same as may be thought most advantageous for the said fund by a Majority of the said Commissioners, and further to procure and Agree with proper Masters and Professors for the ruling the same, and to institute such bye laws, for the increasing the said fund, and better Governing the said Seminary as to the said Commissioners may Appear best Adapted. — AND BE IT FURTHER ENACTED by the Authority aforesaid, that the public Ferry at the Town of Augusta shall be under the direction of the Commissioners Aforesaid, subject to such Regulations as are or shall be established by the Legislature. AND WHEREAS in and by the said law passed at Augusta as aforesaid a Town was order and Actually laid out in the County of Wilkes At a place Called WASHINGTON under such restrictions as were likewise therein laid down, but the same was not complied with, and the said Lots are in like manner Reverted —

BE IT FURTHER ENACTED, That, Stephen Herd, Micajah Williamson, Robert Harper, Daniel Coleman And Zachariah Lamar esquires, shall be and they hereby Are Appointed Commissioners

Commissioners for carrying the Intentions of the Legislature in that instance into execution, and they are hereby required to cause to be laid and Admeasured out likewise in the said Town Acre Lots as aforesaid, to be sold on such terms, as are herein before Contained and laid down for the lots in the town of Augusta. and to receive such Monies, for such sales, into their hands, or the hands of their Successors in Office, and Apply the same towards a free school for the said County, and to erect a proper building for the said School in the said Town, and the over-plus after erecting a Church to be reserved and applied as a fund for the said School in the hands of the said Commissioners, and their Successors in Office for ever as Trustees for the sole purpose of carrying this law into execution. they the said Commissioners to be liable to all and every examination the Commissioners for the Augusta Academy are by this Act subject to, and in the same manner the said Commissioners or a Majority of them their successors in office or a Majority of they are hereby fully empowered to give full and ample titles on such sales for lots in the town of Washington, and the Monies and funds in like manner to place out at Interest as to them shall likewise appear most advantageous , And proper Masters to engage for ruling the said school, and bye-Laws to institute, and Contracts to enter into for the building the said Church and School.—

AND BE IT FURTHER ENACTED that on the

the death Neglect refusal to Act or suspension of any, all or, either of the said Commissioners, or trustees herein Named, Others shall be appointed by his honor the Governor and Executive Council to fill up the Vacancy, and that such Successor or Successors shall be, and he and they hereby is and are fully invested with all the powers of his or their predecessor or Predecessors in office, and he or they shall be liable to all and every the examinations before mentioned and Contained, and that the said Commissioners and their Successors shall render in their Accounts upon Oath, and produce proper Vouchers, and shall be allowed a Clerk for keeping the Accounts and transactions of the said Trusteeship, who shall be paid such Salary, as the said Trustees may think Adequate to this service out of the said funds. —

AND BE IT ENACTED by the Authority aforesaid that from and immediately after the passing of this Act, Thomas Lewis Senior, Thomas Lewis Junior, John Duhart Edward Telfair, and John Jones are hereby declared and empowered as Commissioners for carrying into execution the Intent of this Act, for laying out a Town on a Reserve of public land in the County of Burke into Acre Lots and disposing of the same at Public Out cry, and the Monies Arising therefrom to be applied to the purpose of erecting the Necessary public buildings in the said Towns, to be known by the name of Waynesborough, the said Commissioners not to

to dispose of any number that shall exceed two hundred Lots subject to such Restrictions as herein before contained and declared for the better regulation of the Town of Augusta in the County of Richmond.

AND BE IT FURTHER ENACTED that his honor the Governor and Executive Council shall be empowered to grant to the said Trustees for carrying this law into Execution, and for the sole purpose and Interest of the said Academy, such tract or tracts of Vacant land they may apply for not exceeding the quantity of two thousand Acres . —

AND BE IT FURTHER ENACTED that on application by the Commissioners aforesaid for the Town of Washington, his honor the Governor is hereby empowered to pass a Grant for such tract or tracts of Vacant land not exceeding one thousand Acres for the sole Use and purpose of the said Free School in the said Town . —

AND BE IT FURTHER ENACTED that on Application from any Person or persons Duly Authorized by the Respective Counties, his Honor the Governor shall be, and he is hereby likewise empowered to Grant one thousand Acres of Vacant land for erecting free schools as in the Above Town of Washington . — ——

AND BE IT FURTHER ENACTED that this

this Act shall be a Public Act, and given as such in evidence.

By Order of the House.

WM GIBBONS Speaker.

Augusta 31st. July 1783.

(State Archives.)

AN ACT, *To empower certain Commissioners herein Appointed to regulate the hire of Porters, and labour of Slaves in the Town of Savannah, and for other purposes therein Mentioned* . — ——

WHEREAS, the want of Proper Regulations for the porterage and labour of Slaves in the Town of Savannah, is not only injurious to the Inhabitants in General, but greatly detrimental to the trading interest in particular . — —

BE IT THEREFORE ENACTED by the Representatives of the Free men of the State of Georgia in General Assembly met, and it is hereby enacted by the Authority of the same, that from and after the first day of September next, every Owner or person having the care or charge, of any slave, who shall be desirous to

to let out on hire such slave, as a labourer or Porter, for any space not less than Six days at any one time, in the town of Savannah, such owner or person having care or Charge of such Slave, shall *not* let out on hire him or her as aforesaid, *Untill* he or she shall have obtained A license for so doing from the Commissioners hereafter Named; And every slave for whom such license shall be Obtained, shall constantly wear a public Badge, or Ticket in such Manner as the said Commissioners or a Majority of them shall direct and appoint . AND if any person shall hire or employ any Slave as a labourer or porter who shall not have a badge or Ticket as aforesaid, he or She so offending, shall forfeit, and pay, the sum of Ten shillings for every day such slave shall be so hired or employed- except in cases of Absolute Necessity- of which the said Commissioners or any three of them shall be Judges . — —

AND BE IT FURTHER ENACTED by the Authority Aforesaid that every person applying for a License for any slave, to enable him, or her, to let out on hire such slave as a labourer or porter shall annually, at the time of taking out the same, pay to the said Commissioners for the License or Badge, the sum of ten shillings, which Money shall be, and is hereby Appropriated, to defray the expence of carrying this Act into execution . —

AND BE IT FURTHER ENACTED by the Authority

Authority aforesaid, that every slave so licensed as a labourer or Porter, sent out for hire, shall on every day he be so sent out, repair to the Market, or the Public Dock near the Vendue-house in the town of Savannah from sun rise to sun set, (or as often as he may be disengaged and there stay untill employed. AND in case any such slave shall not repair to the Market or Public Dock near the Vendue-house in the Town of Savannah as aforesaid, or shall refuse to work at the Rates, and at the times Ascertained by this Act, upon complaint made to any two Commissioners, they are hereby empowered And directed to order such slave or slaves, so neglecting or Refusing to work, to be whipped for each offence, and Receive any Number of lashes not exceeding ten, by the Warden of the Work house, or some person Acting for him; and the expence of which Whipping shall be paid by the Commissioners, out of the fines or license Money . — ——

AND BE IT FURTHER ENACTED by the Authority Aforesaid, that the Owner, or person having care or charge, of any slave or slaves, who shall be licensed as a Labourer or Porter, shall be allowed to charge, demand and Receive, the several rates, herein after mentioned for the work and hire of such slaves, and no more; that is to say, for work and labour as a porter in the Town of Savannah, two shillings per day to be Computed from sun rise to sun set, allowing such slave, one hour at breakfast, and one hour

hour at Dinner; One shilling and three pence for half a Day, And nine pence for one fourth part of a day: For work and labor on board any ship or Vessel or employment two shillings and six-pence; by Water three shillings per day, the Owner or person having care or Charge of such Negro or other slave, to furnish necessary provisions. For every Hogshead of Rum, or pipe of Wine, landed on the top of the bluff, And Delivering the same on the Strand two shillings; For every Hogshead of Sugar, or Hogshead of Molasses landed and Delivered as aforesaid, two shillings and Six pence. For every Hogshead of Rum or pipe of Wine from the top of the bluff or strand to the south line of the Town two shillings; for every hogshead of Sugar or hogshead of Molasses delivered as above two shillings and six pence, and so in proportion to any part of the Town, and for all kinds of Work, not herein Particularly Ascertained in proportion to the Rates herein before Mentioned . — ——

AND BE IT FURTHER ENACTED by the Authority aforesaid that the owner or Person having the care or Charge of any slave, who shall be desirous to let out on hire him or her, to sell fruit, Garden Stuff, or any other commodity (except Poultry and fish) whatsoever in the Town of Savannah such Owner or person having care or Charge of such slave, shall not let out on hire, or employ him or her for the purposes Aforesaid *untill* he or She, shall have obtained

obtained a license for so doing from the Commissioners herein Named, and every slave for whom such license shall be obtained shall Constantly Wear a public Badge or Ticket in such Manner as the Commissioners or A Majority of them shall Direct and Appoint, and if any person shall let out on hire, or employ any slave to sell fruit Garden Stuff, Grass or any other commodity (except poultry and fish,) who shall not have a badge or Ticket as aforesaid, he she or they so offending, shall forfeit the Sum of ten shillings for every day such slave shall be so let out on hire or employed . — ——

AND BE IT FURTHER ENACTED by the Authority Aforesaid, that David Montaigut, Charles Chevalier, Moses Nunis, John Francis Courvoise, and Mordecai Sheftall, shall be and they are hereby Nominated and Appointed Commissioners, and they or a Majority of them shall have use and exercise all and every the Authorities and powers given them by this Act, and if either of the said Commissioners before Appointed shall die, depart the State, or Refuse to Act, the Governor or Commander in Chief for the time being, by and with the Advice of the Executive Council is hereby empowered to appoint a Commissioner in the Room of such person so dying, departing the State or refusing to Act . — ——

AND BE IT FURTHER ENACTED by the Authority aforesaid, That any person or persons,

sons, who shall see any of the Offences herein before mentioned (or intended by this Act to be redressed,) committed shall and may by the Authority of this Act, and without any other Warrant, apprehend the slave or Slaves so offending, and shall with all convenient speed him her or them, then afterwards convey or Deliver to a Constable, in Order to be carried before any three of the Commissioners, to be dealt with According to law . —

AND BE IT FURTHER ENACTED by the Authority aforesaid that all forfeitures by this Act incurred shall and may be levied by Warrant of Distress and sale of the Goods and Chattles of the Offender, under the hands and seals of Any three of the said Commissioners, and Applied, one Moiety to the Person or persons who shall prosecute to Conviction, any Offender or offenders Against this Act and the other Moiety thereof thereof towards carrying this Act into execution . —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in case any balance shall be in the hands of the said Commissioners after payment of such Charges, as Shall be incurred by the carrying of this Act into execution, such balance shall from time to time be paid into the hands of the Public Treasurer, and be hereafter Applied to such purposes as the General Assembly shall Direct.

AND

AND WHEREAS, it may be frequently Difficult if not impossible to Collect three Commissioners together, by reason whereof this Act may be frustrated, for prevention whereof-

BE IT FURTHER ENACTED by the Authority aforesaid That any Justice of the Peace shall have equal power to punish Offenders against this Act, with the Commissioners hereby appointed or any Commissioners hereafter to be Appointed, and that the Person or Persons, who shall prosecute any Offender or Offenders Against this Act, shall have it in his her or their power to prosecute such Offender or Offenders before the said Commissioners, or any Justice of the peace for the County of Chatham any thing herein before contained to the Contrary notwithstanding. And the Justice of the peace who shall receive any fine imposed by this Act, shall forth pay the same to the Commissioners aforesaid or any of them, under pain of being proceeded against as for a Contempt of the General Court . —

AND BE IT FURTHER ENACTED by the Authority aforesaid that this Act shall be and continue in force for the term of one Year, and from thence to the end of the then next session of the General Assembly, and no longer . -

By Order of the House

W^M^ GIBBONS Speaker.

Augusta 31^st^. July 1783.

(State

Tax Act.

(State Archives.)

AN ACT, *for Imposing a Tax on the Inhabitants of the State of GEORGIA, for the use and Support of the Government thereof, from the first day of January to the thirty first day of December in the Year, One thousand seven hundred and eighty three.*

WHEREAS it is expedient that a sum should be Raised for the purpose of Defraying the Contingent expences of this State, and paying the several Officers thereof their respective salaries, due from the first day of January last to the thirty first day of December following - —

BE IT THEREFORE ENACTED by the Representatives of the freemen of this State in General Assembly met And it is hereby enacted by the Authority of the same, that a Tax be raised on the property of the Inhabitants of this State in Manner as herein after directed, that is to say, on every hundred Acres of land the sum of one quarter of a Dollar; On every Negro, Mulatto or other slave, one quarter of a Dollar On every Town Lot, one quarter of a Dollar, on every free-Negro, Mulatto or Mustee one Dollar; on every male Inhabitant of the Age of twenty one Years, who does not follow some lawful profession or Meihanical trade, or who does not cultivate, or cause to be cultivated five Acres of land two Dollars . —

AND BE IT FURTHER ENACTED by the Authority

Authority aforesaid that all and every person and persons who have any Estate or interest in any lands or negroes within this State, shall on or before the thirtieth day of November next after the passing of this Act, tender a particular account in Writing upon Oath, (or affirmation if a Quaker) to the best of his, her, Or their knowledge, unto the Collectors of the Several Districts where he She, or they shall respectively Reside, of all lands, Town lots, and Negroes, whereof he, she, or they, is or are siezed or possessed, or interested in, liable by this Act, to the Rates and Taxes aforesaid, at such time and place, as the Collectors herein after named shall direct and Appoint, who are hereby Required to give at least thirty days notice thereof by public Advertisement in their Respective Districts, specifying the several rates aforesaid. *AND* all and every the said person and persons, so giving an Account as aforesaid, shall at the same time, pay to the said Collectors the several sums and taxes, due from him, her, or them thereupon, as by this act is Rated.

AND BE IT FURTHER ENACTED by the Authority aforesaid that the said Collectors Respectively, shall and they are hereby required to Administer the Oath following to all and every person and persons at the time of Receiving his her or their Account first entering such accounts in the list or Schedule agreeable to the form to this Act Annexed whereto the persons so paying their Tax, shall respectively subscribe their

their names in the Column of the said Schedule for the purpose Assigned.

"I. A. B. do solemnly swear (or affirm as "the case may be) in the presence of Almighty "God. that the Account now given in by me "and delivered to the Collectors of the public "Tax, doth Contain a Just true and particular "Account of all the lands, Negroes and Town "lotts by me possessed, interested in or intitled "to, either in my own Right, or as attorney- "Guardian, Executor, or administrator, or trus- "tee to any other person or persons, Whatso- "ever. So help me God."

AND BE IT FURTHER ENACTED by the authority aforesaid that in case any Person or Persons, who shall give an Account of their lands, town-lots and slaves as herein before Required, and shall not at the same time pay the Tax thereupon, due from him, her, or them, as herein before Directed, or within twenty days after such Account by him her, or them so given, that then it shall and may be Lawful to and for the several Collectors, and they are hereby Respectively Required to cause the same to be levied as herein after mentioned. —

AND BE IT FURTHER ENACTED by the Authority aforesaid that if any person or persons whatsoever shall Neglect or refuse to give an Account of their respective lands, Town Lots, and Negroes as aforesaid at the time and in

in the Manner as by this Act is herein before directed the Collectors respectively and either of them shall and they are hereby severally Authorized and Required within twenty days after the said thirtieth day of November to Rate and Assess every such defaulter or defaulters double the Tax herein and hereby imposed . —

AND to prevent free Mulattoes from evading the payment of the Tax:-

BE IT FURTHER ENACTED by the Authority aforesaid that every such person, who shall be reputed a Mulattoe shall be assessed as such, unless he she or they can prove the Contrary - ——

AND BE IT FURTHER ENACTED by the Authority Aforesaid that the several Rates and Taxes hereby Rated and imposed. shall be levied on the Goods and Chattles of the Defaulter or Defaulters, by Warrant under the hand and Seal of the Collector or Collectors of the County wherein such defaulter or Defaulters shall reside to be directed to any Constable or Constables thereof requiring him or them to levy the same by distress and sale of the Defaulter or Defaulters Goods and Chattles, Returning him or them the overplus if any after deducting the Charges following (VIZ)- For serving every Warrant or execution One shilling, and one shilling in the pound for every pound levied, and two pence per mile, to be computed from the

the dwelling house of the Constable levying the same, to the place of residence of every such defaulter or Defaulters, *AND* the Collectors Respectively shall and may take one shilling and six pence for every such Warrant, AND every Constable refusing or neglecting to execute such Warrant, or neglecting or Refusing to pay over the Money so levied to the Collector, or Collectors within three days from the Receipt thereof shall for every offence forfeit and pay the sum of twenty pounds to be recovered by Warrant of Distress of any Justice of the peace where the Offence shall be committed, on due proof thereof made before him by any Collector or Collectors, AND in Case no Goods or Chattles of such offender shall be found, whereon the said Distress may be levied then it shall and may be lawful for such Justice of the peace to Commit such offender to the nearest common Goal there to Remain for the space of three month, or until the said sum of twenty pounds for each offence, neglect or refusal be satisfied . — ——

AND BE IT FURTHER ENACTED, by the Authority aforesaid that the several persons herein after named, shall be And they are hereby appointed Collectors for the several Counties herein after mentioned respectively, (that is to say-)

For the County of Chatham Edward Lloyd —

For

For the County of Effingham - Theophilus Lundy

For the County of Burke - Alexander Irvine —

For the County of Richmond Lewis Gardner —

For the County of Wilkes — Richard Aycock

And for the Counties of Liberty, Glynn & Camden John Elliott which said Collectors respectively shall before their entering upon their Office take the Oath following before any Justice of the peace (that is to say) "I A.B. do "solemnly Swear that I will well and faithfully "according to the best of my knowledge and "ability, and so that the public Tax shall sus- "tain no loss or Damage from any willful neg- "lect of mine, observe, execute and perform the "several Matters and things required of me to "be done and performed in and by an Act of "the General Assembly of this State entitled "An Act for imposing a Tax on the Inhabitants "of the State of Georgia for the use and sup- "port of the Government thereof from the first "day of January to the thirty first Day of De- "cember in the Year one thousand seven hun- "dred and eighty three. According to the true "intent and meaning thereof, So help me God,

AND WHEREAS there are sundry tracts of land and Negroes the proprietors whereof are not residents in this State. —

BE FURTHER ENACTED, by the Authority aforesaid- That all Attornies, Trustees, Executors

ecutors and Administrators or other person any wise concerned for absentees shall make Due Return to the Collectors of the Counties respectively where they shall Reside, and of the Estate and effects they shall so possess or be interested in, as attornies, Guardians Trustees, Executors, or Administrators, or otherwise, and shall and they are hereby made liable to the payment of the rates And taxes Assessed and imposed by this Act, out of their own estates and effects in manner as herein before mentioned unless such Attorney or Attornies, Guardian or Guardians Trustee or Trustees, shall make oath before the Collectors or one of them, that he has Renounced his power and Attorneyship before the Tax became due, and without any intent to evade the payment thereof, AND every such Attorney or Attornies, Guardian or Guardians Trustee or Trustees, executors and Administrators shall and may deduct, the Tax he she or they, shall so pay out of the effects of the Absentee in his, her or their hands, and in case of no such effects, every payment shall and is hereby made, a Debt and Charge upon the lands and Chattles of every such Absentee his heirs and Assigns, and shall and may Accordingly be recovered at any time afterwards by the person or persons paying the same, his, her, or their Executors or Administrators in any Court of Record within this State . — ——

AND WHEREAS the Public Tax hath been evaded by persons settled in or near the banks of

of Savannah River, that hold or possess lands on the opposite side thereof in the State of South Carolina by Removing their Slaves from this State at the time of collecting the Tax, for remedy whereof.

BE IT FURTHER ENACTED by the Authority aforesaid that all and every such person or persons so holding lands in both States, at the time of Giving an Account of his her, or their lands and Estates to the Collectors as herein before required, shall produce to such Collector or Collectors a Receipt or Certificate from the Collector or Collectors of Tax in South Carolina of the number of slaves for which Tax shall have been paid, by him her or them for the Present Year, or otherwise shall make Oath before the Collector or Collectors aforesaid to the following effect which they are hereby Authorized and required to Administer (VIZ): That he she or they, hath or have paid the public Tax in the State of South Carolina for the present Year for all his her or their slaves other than such as are contained in the Account now delivered in to the Collector or Collectors as aforesaid, pursuant to the directions of this Act, AND all and every person and persons who shall Refuse to produce such Receipt or Certificate, or to make Oath as aforesaid shall be liable to pay tax for the whole number of his, her, or their slaves, and the said Collector or Collectors shall in default of payment issue Warrants of execution for the same as herein before Directed. AND

AND BE IT FURTHER ENACTED by the Authority aforesaid that the said Collectors Respectively shall on or before the thirty first day of December next after the passing of this Act, or within ten days after close their Accounts, and deliver the same in person, together with the Tax list aforesaid, and also an Account of the lands held by absentees or Persons not resident in their several Counties unto the public Treasurer of this State, and at the same time shall pay unto him all such monies, as by them, or either of them, shall have been respectively Received in pursuance of this Act, after deducting for Commissions, at the rate of one shilling, for every pound, and at the rate of six pence per mile, for every mile, they reside distant from Savannah, or where the Treasurer, shall reside, and the said Collectors respectively shall sign the tax list by them delivered, and at the same time upon Oath shall deliver to the Treasurer An Account of their own lands, Slaves, and Estates in like manner as by this Act is required of others to be Given to them, and shall pay the taxes for the same Accordingly, in Default whereof the same shall and may be Assessed and levied by the Treasurer in manner As aforesaid . —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all deeds and Conveyances whatsoever of any lands, tenements Goods or Chattles by any person or persons whatsoever made with an Intent to avoid being

Assessed,

Assessed, or paying tax for the same as aforesaid, shall and are hereby declared to be fraudulent and void to all intents and purposes whatsoever . —

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the several Collectors, or any, or either of them, who shall neglect or Refuse to do and Perform the several Matters hereby required of them respectively to be done, within the time prescribed by this Act shall for every such neglect or refusal forfeit the sum of one hundred pounds for the support of the Government of this State, to be sued for and Recovered by the Treasurer in the Superior Court of this State.

AND BE IT ENACTED by the Authority aforesaid that in case any Collector or Collectors shall refuse or neglect to give in upon Oath to the Treasurer, a Just and true Account of all monies received by him or them, or due to this State, on Account of the Tax herein imposed, within their Several and Respective Counties, by the time herein before limited, and also a list of all non-residents whose tax has not been paid, and of all defaulters in the said Counties, that then it shall and may be lawful for the Treasurer, and he is hereby enjoined under the penalty of one hundred pounds for each neglect or offence, by Warrant directed to any Constable for the Counties where the Collectors may respectively Reside, under his hand

&

& Seal, to commit such Collector or Collectors to the nearest Common Goal, there to remain, until he or they shall have rendered upon Oath to the Treasurer a full and satisfactory Account, and shall have paid all such sums as aforesaid by him or them Collected, due to this State in his or their several and Respective Districts by Virtue of this Act, and have paid the Reasonable Charges for such Commitment; AND the Several Constables for the County or Counties wherein such Collector or Collectors shall reside are hereby required to execute such Warrant without delay; AND every such Constable refusing or neglecting to execute such Warrant Or Commitment, shall for every Offence forfeit and Pay the sum of twenty pounds, to be Recovered by Warrant of Distress, from any Justice of the peace in the County where the Offence shall be Committed on a Certificated from the Treasurer of the manner of such refusal or neglect, and which Certificate is hereby Declared to be sufficient Proof & in case no Goods or Chattles of such Offender may be found whereon the said Distress may be levied then it shall and may be lawful for such Justice of the peace to commit such offender to the nearest common Goal there to remain for the space of three month, or until the said sum of twenty pounds shall be satisfied . —

PROVIDED NEVERTHELESS that if the said Collector or Collectors shall prove upon Oath to the Treasurer, that they have used every

every means directed by this Act for the Recovery of the Tax due by the said defaulters, and no effects could be found whereupon to levy the same, then & in that case the said Collector or Collectors Respectively shall not be liable for, or chargeable with the payment of the sums so due from the defaulters as aforesaid . — ——

AND BE IT FURTHER ENACTED by the Authority aforesaid That the Treasurer shall and he is hereby empowered and Required within ten days after he shall Receive any list or lists of Defaulters, to issue Warrants under his hand and Seal against each of the defaulters for such amount of taxes, as shall appear by the said returns to be due from such defaulters Respectively, whether the defaulters be such for themselves, or as attornies, agents, for others, or otherwise, excepting as herein before excepted, to be directed to any lawful Constable or Constables for the Counties wherein such defaulter or defaulters shall reside Requiring him or them immediately to levy the same, by Distress and sale of the Defaulter or Defaulters goods and Chattles, Returning to the said defaulter or defaulters the Overplus, if any, after deducting the Charges following, For serving every Warrant one shilling, and one shilling in the Pound for every pound so levied, & two pence Per Mile for every mile the Constable shall Go to execute such Warrant, to be computed from the Dwelling house of the Constable,

stable, to the place where the levy shall be made or sold and the said Treasurer shall and may take for every such Warrant two shillings and four pence, And every Constable Refusing or Neglecting to execute Such Warrant shall for every such offence forfeit and pay the sum of Twenty pounds to be recovered by Warrant of distress of any Justice of the peace for the County where such offence shall be Committed on his receiving A Complaint and Certificate thereof under the hand & Seal of the said Treasurer; AND all Justices of the peace are hereby strictly Required and enjoined under the penalty of Fifty pounds for every refusal or neglect to be Aiding and Assisting unto the said Treasurer in duly Carrying the Directions herein Contained into execution, And in Case the said Treasurer shall neglect or refuse to issue such Warrant or Warrants he shall forfeit and pay for every such offence the sum of one hundred pounds to be recovered be Action of Debt, bill, plaint, or information in any Superior Court within this State.

AND BE IT FURTHER ENACTED by the Authority aforesaid. that in case there shall not be in any County or Counties any Constable who may be thought sufficiently responsible to execute the duties herein Required, by any Justice of the peace, to whom the Treasurer may think fit to enclose his Warrant, it shall and may be lawful for such Justice of the Peace to appoint a Constable or Constables for the special

special purpose or purposes herein before directed; AND such Constable or Constables, shall be entitled to the same fees, and liable to the same penalties, as are herein before directed to be taken and suffered by any County Constable as aforesaid. AND every Constable or Constables who shall Receive any taxes by Virtue of any Warrant Or Warrants from the Treasurer as aforesaid is and are hereby strictly Directed and Required within three Days from the receipt thereof to pay over the same into the hands of the Justice to whom the Treasurer shall have enclosed his Warrant under the penalty of twenty pounds as aforesaid, *AND* Such Justice of the peace personally paying the same unto the Treasurer shall for such service be allowed at the rate of six pence per mile travelling Charges to be computed from the house of such Justice or Justices to the Town of Savannah, or where the Treasurer may Reside — ——

AND WHEREAS the having a fair and Just Account of all the property held within this State according to the Real Value thereof will enable a future Legislature to lay an equitable tax on the Inhabitants of the same . — —

BE IT THEREFORE FURTHER ENACTED by the Authority aforesaid that all and every person and persons liable to pay tax under this Act, Do and shall at the time he she or they shall give in his her or their Account of taxables

taxables under the present law (and all and every other person and persons within this State, having or possessing or being entitled to or interested in any of the Articles herein after mentioned, either in his her, or their own Right or otherwise, shall within the same time as is before limited for the aforesaid Returns) ALSO give in to the Collectors of the respective Counties, where such person or Persons reside, a fair and Just Account on Oath, to the best of his her or their knowledge and belief *of all* Negroe and other slaves distinguishing those under the Age of ten Years, and above the Age of Sixty from those within those periods—*of all lands* and their different qualities, whether on Islands or on the Main, held by Grant, Warrant or otherwise particularly distinguishing the quantity and quality, under Cultivation from that which is otherwise *of all* buildings and improvements, with the supposed value thereof on such lands — *Of all* Town lots, or parts of lots with the buildings and improvements thereon, and their supposed Value, and if Rented out, the rent thereof Annually, - *Of the* Number of whites, their sexes and Ages in such families Respectively, — *Of all* monies at interest by choice, Stocks of Cattle— Horses — —Sheep and Hogs — — Of *all* Vessels, boats And wheel Carriages of any sort or kind whatsoever held or possessed by such person or Persons, or to which he she or they shall be in any wise entitled, or therein interested either in his, her,

or

or their own right or otherwise, AND any person or persons neglecting or refusing to render and Give in such Account as herein before required within the time for that purpose limited, shall forfeit and pay for such neglect or Refusal the sum of ten pounds, to be Recovered by the said Tax Collectors for the County where such person or persons reside, and applied in the same manner as other penalties are by this law directed to be applied. And the said Collectors are hereby directed and required under pain of forfeiting for every omission the sum of twenty pounds to recover such penalty by Warrant under their hands and seals, and sale of the offenders Goods and Chattles if necessary.

AND BE IT FURTHER ENACTED by the Authority aforesaid that the fines and penalties by this act inflicted, not herein before disposed of, shall be applied toward the support of the Government of this State . — —

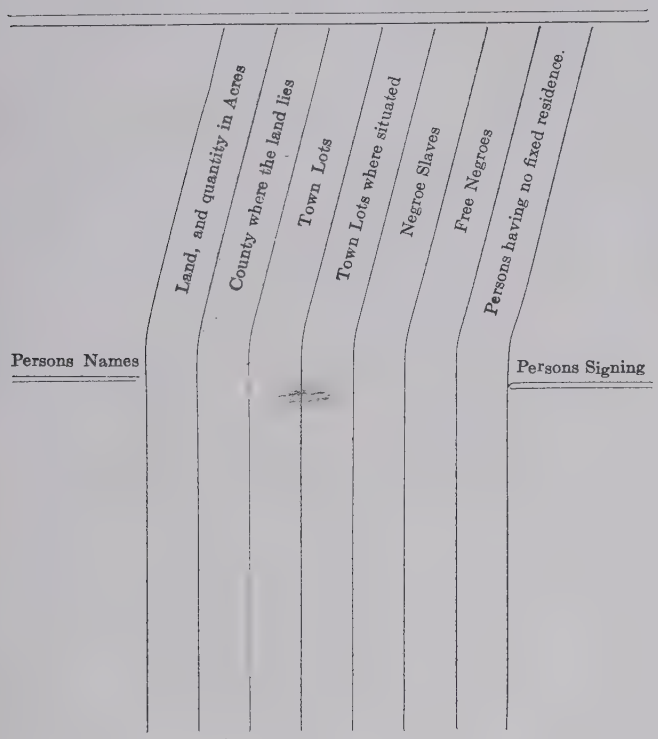
By order of the House .

WM GIBBONS. Speaker

Augusta 31st. July 1783.

Tax Act.

Tax return for the County of * * * * for taxes from the 1st day of January 1783. till 31st day of December 1783. — —



(State

(State Archives.)

AN ACT.

To repeal and amend some part of an Act entitled "An Act for' "opening the Land "Office."

WHEREAS it is found by experience that some part of the Act for. opening the Land office, does not answer the salutary purposes * * * * * * thereby intended

BE IT THEREFORE ENACTED by the Representatives of the freemen of the State of Georgia, in General Assembly met. and by the authority of the same, That the Clause of the aforesaid Act or that Part of it which requires a Majority of the Justices of a County to grant a Warrant for unlocated Lands, be and the same is hereby repealed, and made Null and Void.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Justices of the several Counties, or any five of them, as hereafter mentioned, shall meet in their respective Counties on the first Monday in each month and for as many days following as they shall find it necessary, to hold a Court at the place where the Superior Court of such Counties respectively are hld, And the said Justices so met or any number of them not under five, (and of which

which five or greater Number, one or more of the assistant Justices of the County shall be a part.) shall constitute a Board, and be competent to do and transact all and singular, the business pointed out and required by the said Act to be done by a board of Justices,

AND BE IT FURTHER ENACTED by the authority aforesaid, that in all and every case where any Person, or Persons applying for land under the said Act for opening the Land office, shall have just claims against this State, and shall be possessed of a Certificate in his or her own Name, either under the hand of the present or, the last or any future Governor, for the amount of the same or if an account duly audited agreeable to Law, that such a Certificate or Audited account shall be taken and received as Specie, or Gold, or Silver Coin in any purchase of unlocated Lands within the late Temporary boundary line of this State, he, she, or they may make under the said Act, not exceeding the quantity therein Mentioned, PROVIDED such Certificate be brought in and delivered to the Treasurer within One Year from and after the Passing of this Act. and not otherwise. AND WHEREAS many persons now residents of other States have formerly obtained Warrants under which they have Surveyed Lands in the different Counties of this State, and have never obtained Grants for the same.

BE IT THEREFORE FURTHER ENACTED

TED by the Authority aforesaid that his Honor the Governor be empowered and required to issue his proclamation immediately after the passing of this Act. and cause the same to be published in the several Gazettes of the UNITED STATES, requesting all and every such person or persons, residents of other States who hold Lands by Surveys as aforesaid or other claims that he she or they shall come in, within the space of twelve months after the Issuing of the said proclamation and settle their respective claims according to the Laws of this State, AND on default of their not coming in within the time limited, every such Survey or claim is hereby declared, Null and Void and any other person or persons entitled to Land shall be at liberty to apply and obtain Grants, for the said Land, the same as for any other unlocated Lands within this State, notwithstanding said Surveys or claims provided nevertheless that nothing herein contained shall extend, to effect or Injure, the right of any Person or persons who is or are at present in his her. or their Minority, until one Year, after such person or persons shall arrive at the age of twenty One. Years.

AND BE IT FURTHER ENACTED, by the authority aforesaid, That in all and every case where it shall be made appear. to the Satisfaction. of his Honor the Governor, that the party applying, for and entitled to any Grant (to which the father or husband of him, her, or them

them was entitled at any time before the twenty ninth Day of December which was in the Year of our Lord, one Thousand seven hundred and seventy eight) is a minor under the Age of twenty One Years, or a Widow, and that such Widow became so since that period, And that the father of such Minor, or husband, of such Widow did actually in his life time Pay the costs or fees of his Grant in the proper offices: That in all and every such case the said Minor, or Widow shall be exempted from all fees or costs, AND his or her Grant shall be passed, and signed, sealed and delivered Gratis: and his Honor the Governor and the other officers concerned in the Signing and making out grants, shall charge their respective fees to the Public

AND BE IT FURTHER ENACTED by the Authority aforesaid, that nothing in this Act contained shall extend, or be construed to extend, to authorize and empower the Justices in number before mentioned who shall be met and convened. for the purpose of granting Lands to hold more than one court at one and the same place and time And the assistant Justice then present, who shall be the Senior, either by an older commission, or by being first named in the same commission with others, Shall preside in the said Court. And shall be invested with all and singular the powers given to, and be under the directions pointed out for the president of

the

the Board of Justices in and by the Act for opening the Land office before mentioned

By order of the House

- WM. GIBBONS, Speaker.

Augusta. 1st. August 1783.

(State Archives.)

AN ACT,

For Ascertaining the Qualifications Necessary for the Admission of Attorney's Solicitors and Proctors in this State

WHEREAS by the fifty eighth Clause in the Constitution of this State it is ordained that no person shall be allowed to plead in the Courts of Law in this State except those who are Authorized so to do by the house of Assembly; AND WHEREAS sundry persons construing the said Clause to set aside the legal Qualifications heretofore known to be necessary for the Admission of Attorney's, Solicitors, and Proctors, have at different times, made application to the Legislature for Authority to Practice and plead in the Courts within this State, without ever having been bred in the profession of the laws, or in any manner conversant with the same, to the disgrace of the profession, and injury

jury of the Youth educating therein: For remedy whereof.

BE IT, ENACTED by the freemen of the State of GEORGIA in General Assembly met, and it is hereby enacted by the Authority of the same, That from and immediately after the Passing of this Act, any person being desirous to plead and practice in the Several Courts within this State, shall in the first instance make Application to the Chief Justice who is hereby Authorized and Required to receive such testimony, And make such examination as he shall think Good and sufficient, Respecting the time any such person has served to the profession, and of his capacity therein and in case he shall find that such person shall have served the term of five Years, as an Articled Clerk, to some Sworn Barrister, Attorney, Solicitor or Procter, and practising as such during the said term, and shall be well certified therein, under the hand of the Governor and Seal of the State from whence such person or persons if a Citizen of the United States shall come, or if a foreigner, then from such Certificate, Voucher or Credentials as the custom and law of their Country may direct and of which the said Chief Justice shall Judge, and to have sufficient knowledge in the laws, that then and in such case, he do certify the same under his hand and seal to the Speaker of the Assembly for the time being to be laid before the house for their deliberations. PROVIDED that no person now a Subject

ject of the Crown of Great Britain be allowed to make any such application until three Years after he shall have become a Citizen of this State and has Actually resided in this or some other of the United States of America AND PROVIDED ALSO, that no person now a Citizen of any other of the United States shall be allowed to make any such application, until six Months after he shall become a Resident of this State, or if a subject or Citizen of any of the Nations in alliance with the said United States until he shall have resided one Year in this State as a Citizen thereof.

AND WHEREAS- extending the benefits of the profession of the Laws to the County Clerks, and Sheriffs after a Certain term of service as such might induce the most reputable persons in the different Counties to recommend their sons to execute the said Offices ——

BE IT THEREFORE FURTHER ENACTED that any person serving as a Clerk or sheriff in any of the Counties within this state for the Term of five Years, shall and may be entitled to apply to the Chief Justice in Manner as herein before Mentioned, who is hereby Authorized and required to Receive such Testimony as he shall deem good and sufficient as to the Service of any such person in either of the said Offices, and to examine, touching the capacity of such person to Practice; and in case he shall find that such person shall have Served his

his five Years in either of the said Offices, and to be qualified to practice, that then and in such case he do certify the same under his hand and seal to the Speaker of the Assembly for the time being to be laid before the house for their Determination. PROVIDED that such Sheriff or Clerk shall decline Acting in the said Offices before such Application to the Chief Justice and house of Assembly for permission to Practice as an Attorney, and plead in the Courts of law in this state. —

PROVIDED also that nothing Contained in this Act shall extend to affect John Skey Eustace, Oliver Lewis, and Abraham Baldwin, who have petitioned this house previous to the passing this Act, to plead in the Courts of Law in this state. —

AND BE IT ENACTED that this Act shall be deemed a public Act, and Given as such in evidence. —

By Order of the House

JA^{s}. HABERSHAM. Speaker

Savannah January 20th. 1784.

(State

(State Archives.)

AN ACT

To empower the Governor and the Executive Council to issue Special Commissions of Oyer and Terminer to the Chief Justice and the Assistant Justices in the several Counties within this State for the Trial of Criminals.

WHEREAS the want of Good and Sufficient Jails or other places of security for the Confining of Criminals, and other Disturbers of the public Peace; has hitherto greatly injured the Government of the State, the Laws of which have been Violated with impunity, for remedy whereof:

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the Authority of the same, THAT it shall and may be Lawful for his Honor the Governor by and with the Advice and consent of the honorable the Executive Council at any time or times hereafter on the Application of the Chief Justice, and any two Assistant Justices of any County within this State to grant and issue a special Commission, or Commissions under the Great seal, Directed to the said Chief Justice, and the Assistant Justices of the said County, Authorizing and empowering them or any of them, to convene and appoint

appoint a Special Court of Oyer and Terminer, to be held within Thirty days after the Date of the said Commission in the Proper County, for the Trial of any person or persons whatsoever Charged or Accused of Treason, Murder or other felony whatsoever. AND the said Commissioners shall be Accordingly Authorized and empowered to Convene such Court; Summon Grand and Petit Jurors; by a writ and panel, returnable immediately, issue the Subpœna's for Witnesses, and in all respects to Proceed under the said Commission to the trial and Acquittal, or Condemnation, and Execution, of all and every such person and persons, as shall be brought, or Accused before them during the sitting of such Court, or any of the Officers aforesaid, in the same Manner, and fully invested with the same powers as any Superior Court in this State is or hath been at any time possessed of . — PROVIDED always that nothing herein Contained, shall extend or be construed to extend to authorize the Granting and issuing of any such Commission in any Case that shall be held by the Judges clearly bailable in law, and in which the party accused shall procure and tender good and sufficient bail for his Appearance at the then next term appointed by the Constitution. Nor shall any such Commission be Granted or issue in any case where there is a sufficient Jail for the Imprisonment and security of the party or parties accused, in the County to which the trial belongs and so that he or they may be safely kept, and without danger

danger of making his or their escape, untill the then next term appointed by the Constitution. AND PROVIDED also, that no sentence of death shall be put in execution until the same shall be laid before his honor the Governor and the Executive Council, and their determination thereon given agreeable to the Nineteenth Article of the Constitution of this state . —

AND BE IT FURTHER ENACTED, that in case of the non attendance of the person or persons, drawn and Summoned to appear as Grand and petit Jurors; that he or they for such default shall be subject to the several fines inflicted by the Superior Court law of this State, any law Usage or Custom to the Contrary thereof notwithstanding.

By Order of the house.

JA^{S}. HABERSHAM. Speaker.

Savannah 24th february. 1784.

(State Archives.)

AN ACT

For reviving and enforcing certain LAWS therein Mentioned.

WHEREAS during the late Convulsions in this State several Salutary Laws were lost and destroyed

destroyed that had from time to time been enacted by the General Assembly of the same; and among others AN ACT reviving and puting in force such and so much of the Laws of the Province of Georgia as were Adjudged necessary to be in force in this State; AND WHEREAS the said laws are for the most part suited to the Circumstances of the people: AND WHEREAS it is absolutely necessary for the well Governing every State that Laws properly adapted to the Circumstances of the Inhabitants be at all times in force . —

THEREFORE BE IT ENACTED by the Representatives of the Freemen of the State of GEORGIA in General Assembly met and by the Authority of the same, that all and Singular the several Acts, clauses, and parts of Acts that were in force and binding on the Inhabitants of the said Province, on the fourteenth day of May in the Year of our Lord, One thousand seven hundred and Seventy Six - so far as they are not contrary to the Constitution, Laws and form of Government now established in this State, shall be, and are hereby declared to be in full force Virtue and effect, and binding on the Inhabitants of this State immediately from and After the passing of this Act, as fully and effectually to all intents and purposes, as if the said Acts and each of them had been made and enacted by this General Assembly until the same shall be repealed amended or otherwise altered by the Legislature . - - - And also the

Common

Common Law of England, and such of the statute Laws as were usually in force in the said Province; except as before excepted, - —

AND BE IT FURTHER ENACTED by the Authority Aforesaid, that all fines, penalties and forfeitures inflicted or made payable by any of the afore mentioned Acts to the King of Great Britain, are hereby directed to be paid into the Public Treasury of this State for the Use of the Same: AND that all authorities given and enjoined by any of the said Acts to any Public Officer are hereby Given and enjoined to such public Officers Appointed under the Constitution or form of Government established in this State, and Agreeable to the same

By order of the House .

JA^{S}. HABERSHAM. Speaker.

Savannah February 25th. 1784.

(State Archives.)

AN ACT.

For laying out two more Counties to the Westward, and pointing out the Mode of Granting the same .

WHEREAS it is necessary in order to strengthen

strengthen this State, and for the convenience of the Inhabitants that new Counties should be laid out and properly settled—Therefore be it Enacted, by the Representatives of the Freemen of the State of Georgia in General Assembly met., and by the authority of the same, That the present Tempory line circumscribing the Indian Hunting grounds, shall be Marked by a line drawn from that part of the North branch of Savannah River, known by the name of Keowee which shall be intersected, by a line running north-East from the Okenna Mountain, thence in the same direction to Tugalo River, from thence on a direct line to the Top of Cunokee Mountain, thence to the Head or Source of the most Southern Stream of the Okoney River, including all the Waters of the same, thence down the said River to the old line, thence along the said line

AND BE IT FURTHER ENACTED by the Authority aforesaid, That two Counties shall be laid out and annexed in the form and manner following that is to say, beginning at Savannah River where the West line of Wilkes County strikes the same. thence along the said line to the Cherokee Corner, from thence on the same direction to the south branch of the Okoney-River, thence up the said River to the head or source of the most Southern stream thereof, thence along the temporary line, seperating the Indian Hunting ground. to the Northern branch of Savannah River, known by the name of Keowee,

wee, and down the said River to the beginning: and all that Tract of Land included within the aforesaid lines shall be a County and known by the Name of FRANKLIN.

THE SECOND COUNTY, shall be bounded by a line beginning on the Okonee River where the last mentioned line strikes the same, thence along that River to where it strikes the former temporary line, thence along the said line to the Cherokee Corner, and from thence to the beginning; and all that Tract of Land included within the aforesaid lines shall be a County and known by the Name of WASHINGTON.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That any person or persons desirous of making application for Lands in the aforesaid Counties, shall prove, his, her, or their rights either before the Governor, and Council for the time being, or one Assistant Judge, and two Justices of the County, where such person, or persons reside, and a Certificate thereof under the hands of such Justices, or proof before the Governor and Council as aforesaid; shall intitle the Person or persons, so applying to a Warrant for his, her or their Rights proved as aforesaid, so as the same shall not exceed one Thousand Acres to any one Person whatsoever . - - AND the Governor and Council is hereby requested and empowered to proceed in the manner herein after directed for granting the same: and to keep a book of entries,

entries, and enter therein the Names of such Persons as may apply for Warrants; and also the date and number of each Warrant by them granted, which shall be located to some particular County: And when it shall so happen that two or more Persons apply to a Surveyor, to Survey one and the same Tract of Land, then and in that case the said Surveyor shall decide and give the preference to the Person whose Warrant is first numbered.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every Citizen of, this State, or of any other of the United States that shall come with an Intent to settle, and form an actual residence in this State, shall be intitled to a Warrant of Survey for any quantity of unlocated Lands within the aforesaid Counties in manner aforementioned, so as the same shall not exceed one Thousand Acres to any one person whatsoever

PROVIDED that such Person, or Persons have not already taken up his or her or their Rights, agreeable, to an Act for opening the Land office passed, the Seventeenth of February One Thousand seven hundred and Eighty three: And shall pay the fees of office at the time of applying for such Warrant or Warrants

AND BE IT FURTHER ENACTED by the Authority aforesaid, that he, she, or they so applying shall pay for each, and every acre granted

granted as aforesaid, the sum of Three shillings in gold or Silver, that is to say, in Mexican or Spanish Milled Dollars, at four shillings and eight pence each, and half Johannas's at thirty Seven Shillings and four pence each, and all other Coins at the same rates in proportion, the one Moiety to be paid in two Years from the date of the Warrant, and the other Moiety at the expiration of three Years —

PROVIDED also that each and every person shall before obtaining such Grant as aforesaid give bond to the Governor, of the State for the time being, and his Successors in office, for the Consideration herein particularly Specified, and Mortgage upon the Land so granted, And upon full Payment and discharge of the Specific consideration as aforesaid, each and every Person shall have his, her or their bond, and Mortgage delivered up, and Satisfaction entered thereon for the same, ———

AND BE IT FURTHER ENACTED by the Authority aforesaid, That any person producing a Certificate from under the hands of two Justices of the County in which he or She has so resided; That he or she has actually lived on the said Land, so granted, as aforesaid the whole of the preceeding Year, and hath cultivated at least three Acres for every hundred so granted; then and in that case, such Land shall be exempted from Taxation for three Years from

from the Date of the Warrant, provided such Certificate be obtained within eighteen Months from the time of the Survey of the said Land. —

AND BE IT FURTHER ENACTED by the Authority aforesaid, That a County Surveyor, shall be appointed for each County who shall have the power of appointing, Assistant Surveyors, not exceeding six in number in each County, And the said County Surveyors are hereby required to lay out and appoint a District for each and every Assistant Surveyor, who shall be authorised to Survey within such District only., and shall make his returns to the County Surveyor, who shall keep a Record, thereof, and transmit the same to the Surveyor General, as the Law directs And the said Surveyors are required distinctly to mark the Lines round each and every Tract which shall be by them Surveyed, and make at least two Stations, on each Line, except such lines as are marked by Natural boundaries . —

AND WHEREAS the General Assembly of this State in consequence of Petitions from sundry Inhabitants of the State of Virginia, did on the Thirteenth day of february in the year of our Lord one Thousand Seven hundred and Eighty three, order that two Hundred Thousand Acres of Land be reserved to the use of the said Petitioners, which Land, was intended to be located. in the aforesaid Counties, or either of them, and for the convenience and Interest

Interest of the Individuals so concerned, it is but consonant to Justice that they be permitted and they are hereby authorised to fix on the County and place wherein they would Settle .

BE IT THEREFORE ENACTED, by the authority, That such of the said Petitioners as personally apply in the manner herein pointed out, shall be entitled to a Warrant of Reserve, for fifteen months from the passing of this Act, But, if at or before the expiration of that time, such Person or Persons, shall not actually become Residents of this State, and remove their families and Settle and Cultivate their Lands, agreeable to the terms pointed out by this Act, then and in that case the said Warrant shall become null and void, and the said Land revert to the State, and be granted to any person or persons applying for and entitled to the same,

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all persons who have Caveats depending in manner pointed out by the last Land Act, passed at Savannah. the Seventeenth of February in the Year of our Lord, one Thousand Seven hundred, and Eighty three; or such as may hereafter. have any Caveats arising under and by virtue of the said Land Act shall be at liberty to appeal from the decision pointed out by the same, to the Governor and Executive Council: And also that all Caveats respecting the Granting of Lands under this Act, shall be entered in a Book kept for that purpose

purpose by the Secretary of the Executive Council, and tried before his Honor the Governor, or the President of the Council for the time being, in Council, who are hereby required and empowered to proceed to decide on such Caveats in manner and form as they think most conducive to Justice And from their decision there shall be no appeal. ____

AND BE IT FURTHER ENACTED by the Authority aforesaid, That all the Lands between the North and South fork of the Okoney up to the present temporary line, be reserved the term of twelve months for the Officers, and Seamen and, Soldiers who are entitled to Land in this State, by any Resolve of Congress, or Act or Resolve of this State; Refugees and other Militia excepted; AND that the same Lands according to the proportion allowed to such Officers, Seamen, or Soldiers, and entitled to the same, be fully freely and absolutely Granted to them, and every of them, their heirs, and Assigns forever on application for that purpose without any restriction or incumbrance (Office fees excepted) or necessary qualification in regard to Cultivation any thing herein contained to the contrary notwithstanding—— PROVIDED such officers, Soldiers or Seamen shall not by Virtue of the bounty take Lands in any other part of the aforesaid Counties.

AND WHEREAS the encouragement of Religion

ligion and Learning is an object of great importance to any Community, and must tend to the Prosperity, happiness and advantage of the same ——

BE IT THEREFORE ENACTED by the Authority aforesaid, That the County Surveyors, immediately after the Passing of this Act shall proceed to lay out in each County Twenty Thousand Acres of Land of the first quality in seperate Tracts of Five thousand Acres each, for the endowment of a College or Seminary of Learning, and which said Lands shall be vested in and granted in trust to his Honour the Governor, for the time being, and John Houston, James Habersham, William Few, Joseph Clay Abraham Baldwin, William Houston and Nathan Bronson Esquires - - and their Successors in Office, who are hereby nominated and appointed Trustees for the said College or Seminary of Learning, and empowered to do all such things as to them shall appear requisite and necessary to forward the Establishment and progress of the same, and all vacancies shall be filled up by the said Trustees ——

AND the said County Surveyors shall in Six Months after the passing of this Act make return to the Trustees herein before Mentioned of regular Plots of all such Tracts as he shall have laid out, and Surveyed by virtue of this Act.

AND

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Land granted as aforesaid shall be exempted from Taxes

AND BE IT FURTHER ENACTED by the Authority aforesaid, That if any Citizen of any other of the United States, shall apply to the Justices as aforesaid, or to the Governor. and Executive Council, for the time being; and produce to them sufficient evidence of his, her, or they honesty and fidelity; and also take an Oath, That it is, his, her, or their Intention to remove, and become an Inhabitant of this State; and the said Justices do certify the same; then and in that case, his Honor the Governor and Council are hereby authorized to grant such person or persons, so applying a Warrant of Survey for any Quantity of Land, not above Thousand Acres, on reserve, for twelve months, Provided, Nevertheless And it is hereby Enacted; That if it shall so happen, that any Citizen who may have obtained such Warrant of reserve, and doth not actually, Settle and cultivate the same, within the time before mentioned, according to the true intent abd meaning of this Act; the said Warrant shall be, and the same is hereby made Null and Void, and the said Land shall revert to the State. ——

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all the Officers and Soldiers, all the officers and Mariners of the Navy Officers of the Medical Department, refu-

gees

gees and Citizens who are intitled to Land in this State, as bounties for ther Services in Manner as above mentioned, shall be intitled to have included in their Grants an additional quantity of fifteen Acres to each hundred, in full for and in lieu of any exemption from taxes: And every Act, and clause of an Act, allowing Such Exemption from taxation, shall be and the same is hereby repealed and Declared Null and Void any thing to the contrary hereof, Notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That a Land Court shall be opened at Augusta on the first Tuesday in April next, by his Honour the Governor or the Honourable the President with any three or more of the Executive Council; for the purpose of Granting out Lands under and by virtue of this Act: which said Court (to be composed of his Honour the Governor, or the honourable the President with any three or more of the Executive Council aforesaid) shall continue sitting from the said first Tuesday in April, for and during the Space of three Months, thence next ensuing, on every Monday, Tuesday, & Wednesday of each Week, in the said Term for the Purpose of Granting Lands, and Signing Grants, And on every Thursday and Friday of each Week, in the said term, for the purpose of hearing Caveats under this Act. and it shall and may be Lawful for his Honour the Governor,

and

and the Honourable the President with any three or more of the Executive Council to sit Month about, in the Said Court: so that whilst the one shall be at Augusta with three of the Council holding a Land Court, the other shall be at Savannah, with a Constitutional number of the Council, holding and exercising all other the Executive Powers of Government.

PROVIDED Nevertheless, that nothing herein contained, shall extend, or be construed to excuse both the Governor and President with all the Members of the Executive Council from attending and being present, when and where the Legislature shall next meet, nor from remaining at such place, during the Session of the said Legislature, pursuant to the Constitution.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That his Honour the Governor be required to Sign Grants for all Surveys of Land, that are, or may be legally made within the late temporary Line; any requisition to cultivate the same, or Law, or custom to the Contrary notwithstanding - - - - - - PROVIDED only that such person or Persons as may apply for the Same; actually reside within this State.

AND BE IT FURTHER ENACTED That all Refugees and Citizens of this State who are by any Act or resolve of this State, intitled to Land, as a bounty, and shall chose to take the same in either of the aforesaid Counties, on obtaining

taining the Warrant and Survey thereof, and paying the office fees, Shall be entitled to a Grant without any restrictions or delay whatsoever ——

AND BE IT FURTHER ENACTED by the Authority aforesaid, That every part of any Act, already passed, in any wise contrary to the true intent and meaning of this Act shall be, and the same is hereby Repealed,

By order of the House

JA:^{s} HABERSHAM
Speaker

Savannah-
February 25:th 1784

To Regulate Indian Trade.

(State Archives.)

AN ACT

To Regulate the Indian Trade, and for Other Purposes Therein Mentioned.

WHEREAS the safety, welfare and Tranquility of the State of GEORGIA, do in some measures depend on the Maintaining a good Correspondence between the Citizens of this State, and the several Nations of Indians in Amity with the good people of the same, and Whereas many inconveniences have arisen from private persons claiming lands the property of this State, under Pretense of Certain purchasers Made by them from the Indians, which have given Occasion for Disputes with those people; For remedy whereof and for preventing any Differences and Disputes with the Indians for the future, and Also for preventing persons trading with them without license:

BE IT ENACTED by the Freemen of the State of GEORGIA in General Assembly met, and by the Authority of the same, That from and after the Passing of this Act if any person or persons Whosoever, shall Attempt to purchase or Contract for, or Cause to be purchased, or Contracted for, or shall take or Accept of a Grant or conveyance of any lands or tracts of lands

lands, within the limits of the Indian hunting grounds in this State, from any Indian or bodies of Indians upon any pretense Whatsoever (except for the Use of this State And then under an Act or Resolve of the Assembly of the same) every such purchase, Contract, Grant, and Conveyance shall be and is and are hereby declared to be null and Void to all Intents and purposes whatsoever, and all and every person and persons so offending shall for every such Offence forfeit the Sum of one hundred Pounds Sterling Money, one half thereof to the Use of this State, the other half to him or them who shall sue for the same by Action of Debt or Information in any Superior Court of this state in which no unnecessary delay shall take place, provided nothing herein contained shall extend or be construed to extend so as to validate or confirm any Cession or Cessions from the Indians to any person or persons whatever subsequent to the date of Any Act or Acts passed under the former Government of this State, then province previous to the nineteenth Day of April in the Year of our lord, One thousand seven hundred, and Seventy five, but on the Contrary to enforce so much of the said Act as tends to prevent such Cession or Cessions to any private person or person And to Annull and invalidate the Same .. ——

AND BE IT ENACTED by the Authority aforesaid for the better preventing Disturbances

bances Amongst the Indians, by persons bartering with them in the woods or hunting on their Grounds, or in any Otherwise trespassing on the same, that from and after the passing of this Act, it shall not be lawfull for any person or persons to sell, truck, barter or exchange with any Indian or Indians, any Rum or other strong liquors, cloathing, Arms, Amunition or any other thing whatsoever privately in the woods, in their hunting Grounds, or at Cowpens, in the Settlements, or at any other place, other than at Stores, or houses licensed for that purpose, or shall hunt or trespass on the lands beyond the present temporary boundary line, and for preventing of such Offences, and punishment of such ill disposed person or persons: — — —

BE IT ENACTED by the Authority aforesaid, That every one so Offending as aforesaid, shall forfeit and pay, upon legal Conviction, before any Superior Court of this state the sum of one hundred pounds sterling one half thereof to be paid to him, her or them, who shall sue for & prosecute such Offenders to Conviction, and the other half into the Public Treasury of this State for the use of the Same, and if such Offender shall not have sufficient effects whereon to levy such fine, therein every such Case the offender shall suffer corporal Punishment, by Whipping not exceeding thirty Nine lashes on the bare back to be inflicted by Order of the Judges of the Superior Court, at which such Offenders

Offenders shall have been Convicted. And the Justices of the peace upon Complaint made of any such offence are hereby Authorized and Required to bind over the Offender by Recognizance with Sufficient Sureties for his Appearance at the next Superior Court to Answer such Action or Information as shall then be brought or exhibited against him pursuant to this Act, And for Want of Sureties, to commit such Offender to the Common jail. ——

3d. AND BE IT FURTHER ENACTED by the Authority aforesaid, that from and after the passing of this Act, if any person or persons whosoever (other than such as duly take out License or Licenses from the Governor and Executive Council of the said State the form of which License is hereunto Annexed) shall Directly or Indirectly trade, traffick or barter with Any Indian or Indians (except for the Necessary Supply of Provisions in their passing or repassing to and from the Nation) or shall presume to erect or set up any Houses or Huts on the lands reserved for the Indians as hunting Grounds, or for their own Use shall be proceeded Against as before directed . - ——

4th. AND BE IT FURTHER ENACTED by the authority aforesaid that if any Trader or other person shall bring down any Indian or burtheners, without order or permission of the Legislature, or Executive Authority of this State first had and Obtained, Such trader or other

other person, shall be obliged to Maintain such Indian or Indians, or others, at his and their own proper Costs, until they Return to their respective Nations-or Towns, and such Trader or other person shall make Good all Damages, done to any of the Inhabitants by such Indians or others whilst in the settlements, by killing Cattle or otherwise on sufficient proof thereof being made.

5. AND BE IT ENACTED by the Authority aforesaid that from and after the passing of this Act it shall and may be lawful for the Chief Justice, Assistant Judges or any Justice of the Peace of any County within the State, and he or they are hereby directed and Required upon information on Oath before him or them made of any Person or Persons trading with Indians Without License or Licenses in Manner as before Mentioned, to issue a Warrant under his or their hand and seal for the Apprehending such offender or offenders And thereupon to take a recognizance with one or more sufficient surety in the Penalty of One hundred pounds Sterling for his her or their Appearance at the next Superior Court then and there to answer such Action or Information as shall be exhibited Against him her or them for the Offence or Offences so Committed, and for Want of such security to commit such offender or Offenders to the common Jail . —

6. AND WHEREAS many Notorious Offenders may escape Justice by taking Refuge in the Indian Nations

BE IT THEREFORE ENACTED by the Authority aforesaid, that no person or persons licensed to trade with any Indian Town Camp, or Nation shall be permitted to take into his or their employ, or Aid, or Assist Any person or Persons, so taken into service or employ, or wishing to go with such Trader or Traders to such Town, Camp or Nation without such Person or Persons first obtaining permission, under the hand of two Justices of the peace in the County wherein he or they last resided Specifying such employ or the business such person or persons, has or have therein, and such Trader or Traders so licensed, previous to his or their taking such person or Persons in employ, shall give bond, and Security before two Justices of the Peace. The Certificate Aforementioned to be Produced, prior to such bond being taken to answer all debts dues And Demands whatever which may be brought Against such person or persons by bill Action or otherwise during his or their being absent from the present boundary

7. AND BE IT ENACTED by the Authority Aforesaid that any Trader or traders, allowing any person in his or their employ, or Assisting such other person as aforesaid to go to such

such Indian Nation, without permission as aforesaid, shall on Conviction thereof be rendered incapable of Trading in future and be subjected to the fine or penalty before Mentioned — —

8 AND BE IT ENACTED by the Authority aforesaid that any person who are desirous of Trading to the Indian Nations shall Apply to his honor the Governor and Council, who shall grant a License upon such person or persons giving bond of five hundred pounds with two free holders as Securities for a due Conformance to this Act, for which License the Person or Persons so applying shall pay the sum of Ten Pounds Sterling and shall renew the Same Annually as long as he continues the trade And all Money Received for such License shall be paid into the Public Treasury of this State for the Use of the same . —

By Order of the house

JA^{S}. HABERSHAM, Speaker

Savannah February 25th. 1784 —

(State Archives.)

AN ACT

For settling and Ascertaining the fees to be taken by the several Public Officers and Persons herein after named . ——

WHEREAS it would greatly tend to the Preventing extortion if all fees of Office were Ascertained, and Persons taking other or greater fees than those Allowed by law were subject to Punishment.

BE IT ENACTED by the Representatives of the Freemen of the State of GEORGIA. in General Assembly met and by the Authority of the same, that from henceforth it shall and may be lawful for the several Public Officers And persons herein after named, or their deputies to Demand and Receive the several fees, set forth in The table hereunto Annexed, for doing the Several Matters of business mentioned opposite to such fees; but no Public Officer, or Person herein after Mentioned or his Deputy or Agent, or Person, Acting as such, shall on any Pretense whatever Demand or Receive Any further or other fees, than Are Allowed in the Table hereunto Annexed any Usage or Custom to the Contrary thereof in any wise notwithstanding ——

AND

AND BE IT FURTHER ENACTED by the Authority aforesaid that if at any time after the passing of this Act, Any Public Officer; or person herein After mentioned or his deputy, or Agent, or any person, Acting as such, shall under pretence of any Matter or thing done, transacted, or performed by any such public Officer, or person, or his deputy, or Agent, or any person Acting as such Demand or Receive, any other, or greater fee, than is set in the table hereunto Annexed, every such person, so offending, shall for every such Offence forfeit and pay Twenty pounds, with Costs of Suit, to be Received and Applied as herein after directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid that every public Officer or person herein after Named, and every Deputy, Agent, or Person Acting as such shall within sixty days after the passing of this Act, cause a true and exact Written or printed copy of the Table or Docquet of his fees, as the same are established by this Act, (Such Table or Docquet to be Written or Printed in legible and fair words and figures without any abreviation except sums) to be placed up and to be kept Constantly in a Conspicuous part of the room, or place Where he shall usually execute the business of his Office Or employment, under pain of forfeiting the sum of Twenty shillings, for each and every days neglect of Fixing up the same .

AND

AND WHEREAS the Governor and Commander in Chief for the time being, and the Chief Justice do not execute the business of their Respective Offices in any particular Place, but throughout the state at large And as occasion may Require ——

BE IT THEREFORE ENACTED by the Authority Aforesaid that the Secretary for the time being, or his Deputy, Shall within thirty Days after the passing this Act, cause such Copy of the Table, or Docquet of the Governors fees to be established by this Act to be placed up, and to be kept Constantly in a Conspicuous Part of the Secretarys Office, upon pain that the Secretary for the time being or the person Acting as Such, shall forfeit the Sum of Ten Shillings With Costs of Suit for each and every Days Neglect of the same, and further that the Clerks of the several Superior Courts for the time being, or their Deputy, shall within thirty days after the Passing of this Act, cause such Copy of the Table or Docquet of the Chief Justice's fees, as is established by this Act to be placed up, and to be kept Constantly in a Conspicuous part of their Respective Offices upon pain that the said Clerks for the time being, or the persons Acting as such, shall forfeit the sum of ten Shillings with Costs of Suit, for each and every Days Neglect as aforesaid and it is hereby declared that nothing in this Act Mentioned, shall be Construed to oblige the Governor or Commander

mander in Chief for the time being, or the Chief Justice, or either of them, to place up any Table or Docquet of Fee's in Any place Whatsoever, or to subject them or either of them to any penalty or forfeiture for the Neglect thereof Any thing Contained in this Act to the Contrary Notwithstanding . —

THE GOVERNORS FEES:

For every Grant of land Signed and Sealed, for five hundred Acres or under, four Shillings & Eight pence.

For every Grant More than five hundred Acres, Seven Shillings.

Signing the dispatch of every Schooner or Sloop two shilling And four pence.

For all larger Vessells four shilling and eight pence.

For signing a Certificate or Register for a ship or Vessell under thirty tons . three shillings and six pence —

For all above thirty tons Seven shillings ——
For signing a Certificate for persons capable of Contracting Debts, One shilling and Nine pence. ——

For the Great Seal to any paper two shillings & four pince.

For a Dedimus Potestatem three shillings & Six pence.

SECRETARY'S

SECRETARY'S FEES

For a Grant of land and preparing the Wax, and affixing the same for the Seal, Six Shillings & Six pence . ——

For Registering the Grant two shillings and four pence

For a bond two shillings and four pence . ——

For the bond, and Clearance of every Schooner, or Sloop, Two shillings and four pence . ——

For all larger Vessells four shillings and eight pence

For writing a ticket for those to go off the Country—who are capable of Contracting debts; one shilling and Nine pence/

For every person putting up his name to depart the state One shilling — ——

For a Testimonial with the Great Seal five shillings & Nine pence

For every Search eight pence —

For Recording every new Register for a ship or Vessell signed by the Governor, and attending the Governor on signing thereof & Swearing the party, three shillings & Six pence.

For a Marriage License & bond Eight Shillings & seven pence.

For Militia, Patroll or other Commissions to be paid by the Public, two shillings and four pence . —

For entering satisfaction on Each Mortgage One Shilling - —

For entering a brand and Mark one shilling —

For

Fees of Public Officers and Others.

For preparing and Countersigning a Dedimus Potestatem Two shillings and four pence —
For drawing and engrossing a Proclamation four shillings and eight pence . ———
For preparing Wax and Attending the fixing the great Seal of the State to any other paper, two shilling & four pence
For Registering any Paper per Copy sheet four pence.
For a Certified Copy of any Grant or other Paper per Copy Sheet four pence. ——

CLERK OF THE EXECUTIVE COUNCIL.

For drawing and Reading a petition, Three shilling & Six pence—
For Reading a Petition— . One shilling. —
For an Order on that petition, One shilling & six pence.
For the Copy of any paper, not exceeding two copy sheets One shilling and Six pince . ——
For every Order on the Treasurer Drawn by Direction of the Governor in Council — One Shilling —
For Counter signing a Grant nine pence.

FEES OF THE MESSENGER OF THE COUNCIL & DOOR-KEEPER.

For every Petition — Two shillings and four pence —

FEES

FEES OF THE MESSENGER OF THE HOUSE OF ASSEMBLY. —

For, every letter sent out by Order of the house, Two shillings & four pence

For every Mile he shall travel in execution of any Order of the house, to be computed from the house to the place where the same shall be executed per Mile . Six pence —

For keeping any person in Custody Per day Ten shillings —

FEES OF THE CLERK OF THE HOUSE OF ASSEMBLY —

For passing a private bill Seven Shillings —

For Copying the same if required by the party per Copy sheet four pence

For a Warrant of Contempt, one pound one shilling & Nine pence

For a Releasement therefrom — three shillings & six pence

For every day any person shall Remain in Custody two shillings And six pence. —

For every letter by Order of the house — Three shillings . —

For every Certificate of an Extract of the house, for any Person Not a Member— Two shillings and four pence and four pence per Copy sheet for every Extract . ——

FEES

FEES OF THE CHIEF JUSTICE IN SESSION BUSINESS AND SPECIAL CASES —

For every Writ of Habeas Corpus, Two shillings and four pence.

For every Summons at Chambers — One shilling —

For every Order or Rule Whether at Chambers or Court one shilling

For every Recognizance taken before him in a Criminal case three Shillings and six pence —

For every Warrant by him Two shillings & four pence. —

For every Mittimus by him Two Shillings

For every Deposition taken before him to send out of the State One shilling ———

For every Copy of a Record, under the seal of the Court to send out of the state, Two shillings and four pence . —

For every exemplification under the seal of the Court, and for Signing the Testimonial thereof— four shillings & Eight pence

For taxing bill of Costs in a Criminal Case two shillings & four pence

For drawing a special Jury, at a special Court four shillings And eight pence . —

For every special Court. Attendance thereon fourteen shillings —

For

For the Admission of An Attorney— two pounds three shill^{g}. & six pence

For taking the private examination of a Feme Covert and Signing the Testimonials thereof, seven shillings —

For every Attachment for Contempt, and seal of Court Seven Shillings —

For every Judgment in a Criminal Case, two shillings & four pence

For hearing every Motion in Arrest of Judgment in a Criminal Case one shilling —

For hearing every Motion Six shillings —

For every Indictment found, three shillings and Six pence —

For the examination of a person Committed for a Contempt of Court Seven Shillings —

For the Admission of a Guardian to prosecute or Defend a Cause for a Person under Age, Two shillings -

For the Tryal, or hearing of a Criminal Cause three Shillings And Six pence.

For prohibition Granted, four Shillings & Eight pence —

For a Dedimus Potestatem three Shillings & six pence . —

For a Return of Cerciorary in a Criminal Case two Shillings

For

For every Appeal to the Superior Court from an Order, or Adjuduactions of Any Justice, or Justices of the peace One Shilling —

AS JUDGE OF THE ADMIRALTY.

For a Warrant of Arrest and each other Warrant three shillings and six pence ——

For the Return thereof one shilling and ten pence - —

For admitting the Libel, three shillings and seven pence

For a Citation of Witnesses, One shilling & ten pence - —

For examining every Witness in Court, One shilling & two pence —

For Adminestering an Oath in Court seven pence - —

For holding every Court in such case fourteen shillings

For every Order entered and signed by the Judge one shilling and ten pince —

For every Motion to Cite the parties, One shilling & ten pence

For taxing Costs two shillings and four pence.

For signing Testimonial Affixed to exemplification under the Seal of the Court four shillings and eight pence. —

For

For every interlocutory Decree Seven shillings -

For every Definitive sentence fourteen shillings —

For every Commission to examine Witnesses, Seven shillings —

For examining & Admitting Depositions each One Shilling & two pence. —

THE ATTORNEY GENERALS FEES.

For Drawing every Capeas against persons Indicted, and not bound Over, or Against Persons presented by the Grand Jury. or Constables, three shillings and Six pence

For Drawing every Capeas against defaulting Jurors filling up the same and Signing, four shillings & Eight pence

For Attendance to seal One shilling & two pence.

For Attendance to enter with the Sheriff, One shilling & two pence

For Attendance on Return to Receive - One shilling & two pence

For every Removal thereof one shilling - —

For a Retaining fee against Persons Indicted when the bill is found - fourteen Shillings —

For drawing every Indictment Against any person presented or bound. Seven Shillings—

For

Fees of Public Officers and Others.

For entering a *Noli Prosequi* fourteen Shillings —

For attending at Judges Chambers to take the Affidavit of any person two shillings and four pence.

For Drawing every Affidavit each Copy sheet four pence

for Pleading fee in Criminal Case seven shillings.

For every Person Discharged by Proclamation one shilling And two pence — —

For Report to the Governor in Each private Case Referred to the Attorney General, and for every Report given by order of the Governor. Or Commander in Chief - Seven shillings— -

For every Subpoena in a Criminal case - Two shillings And four -pence . -

For every Ticket One shilling - ——

FEES OF THE SHERIFFS IN SPECIAL CASES

For summoning a Special Jury three pounds.

For serving a Summons in a Criminal Case and Returning the same. three shillings and Six pence. —

For all Goods sold under Execution, for the first

first fifteen pounds at the Rate of five Per Cent, and for all above two and a half Per Cent, and in no other case Whatever —

For Diet of White Persons each day, allowing one pound of flesh, and two pounds of bread, all Wholsome provision Per Day, Two Shillings and fourpence - ——

For Dieting Negroes each Day one Shilling - —

For serving An Order of Council on Shore in Criminal Matters - Two shillings and four pence . —

For the Commitment of any person, when an Habeas Corpus is brought for his Relief - four shillings and eight pence - —

For the bond the prisoner is to sign, Two Shillings & four pence

For every copy of a Mittimus, one shilling and two pence —

For every Mile bringing back a Prisoner upon an Habeas Corpus, One shilling and two pence . —

For Waiting on a Prisoner on an habeas Corpus where no Mileage is paid three shillings and Six pence . —— -

For executing every Criminal. One pound Seventeen Shillings and fourpence . —

For an execution on the body on the true debt and Costs five Per cent on the first fifteen,

and

and two and an half Per Cent on all above that sum - —

For each Person presented and Prosecuted Two shilling and four Pence . ———-

For each person Acquitted by Proclamation, One shilling & two pence

For Making a Levy Nine shillings and four pence.

For a Special Depitation. Nine shillings and four pence —

For Attending a person taken by a Warrant at the Judges Chambers, three shillings and six pence - ——

For Conducting a prisoner before a Judge, o Court, to and From the Common Jail four shillings and eight pence . - —

For executing and Returning a Warrant of Escape two shillings and four pence . ——

For executing and Returning a bench Warrant four shillings and eight Pence . —

For each mile to serve the same two pence half penny - ——

FEES OF THE JUSTICES OF THE PEACE.

For taking a deposition in Writing Two shillings ——

For a Warrant and Oath in Criminal cases one shilling And Six Pence . —— For

For Recognizances , Two shillings and four pence - —

For a Commitment Seven pence —

For Swearing Appraisers & Certifying the same one shill^{s} & two pence

For a Warrant in Civil Cases One shilling & two pence - —

For every Oath One Shilling

For a *liberati* one shilling

For examining Witnesses, and hearing and determining the cause — one shilling and Nine pence —

For Writing and signing an Execution, One Shilling —

For Writing and signing the Probate of any Writing and Swearing the Witnesses, one shilling & six pence . - —

For a Hue and Cry Two shillings and four pence —

FEES OF THE CONSTABLES ——

For serving a Warrant one shilling

For serving an Execution One shilling

For poundage after the rate of six pence in the pound upon all sums levied by Virtue of An Act entitled "An" Act for the more easy and

and speedy Recovery of Small Debts and Damages'' every mile he shall travel in the execution of his Office outwards only two pence half penny ——

Carrying on a Hue and Cry five shillings and four pence —

Attendance to search for stolen Goods, for every day at the Request of the party complaining — three shillings - —

Every day he shall keep a prisoner in Custody in Criminal cases only three shillings and nine pence.

every day bringing a Prisoner to Goal as above five shillings

Travelling Charges for Carrying prisoners to Goal and Returning home each day, two shillings and Six pence

All the above charges to be Certified by a Justice of the peace.

FEES OF THE PUBLIC TREASURER.

Every bond and License for retailing Liquors; and for Advertising Annually the Names of all persons who have Obtained the same — Fourteen Shillings —

For taking bond agreeable to an Act for laying a Tax on Transient Trade — four shillings and eight pence.

FEES

FEES OF THE PUBLIC NOTARIES —

Every Protest Oath Included, not exceeding sixteen Copy Sheets of twenty Words One shilling Per copy sheet

Duplicate of a Protest six pence per copy sheet

Administering An Oath in every other case, one shilling

Each Attendance on any person to prove any Matter or thing as Notary public, and certifying the same two shillings and fourpence—

every other Certificate, two shillings and four pence —

Noting Protest one shilling.

every Protest exceeding Sixteen Copy sheets nine pence per copy Sheet —

For the Protest Registered in the Notarys book per copy sheet four pence —

For a Copy of a Protest if demanded per copy sheet four pence —

FEES OF THE POWDER RECEIVER

Every Barrel of Powder, if one hundred pounds lodged in the Magazine and Delivered out, one Shilling and Six Pence, and in Proportion for any other quantity

All Monies he shall receive in lieu of Powder Six pence in the pound. —

FEES OF THE CORONER

Every Inquest on a dead person Ten Shilling
Every Inquisition — four shilling and eight pence

Every Mile he shall travel to hold an Inquisition Six pence —

His fees the same as the Sheriff, for service and Return of Writs, and Sale of lands Goods and Chattles —

ATTORNIES FEES IN SPECIAL CAUSES.—

Retaining fee in every cause fourteen shillings

Every Affidavit in Writing, and fair copy thereof per Copy sheet four pence half penny.

And Six Pence per Copy sheet for every Original.

Every attendance necessary in a cause after Judgment One shilling and five pence. —

Every Subpoena ticket and conduct money One shillind & five pence

Service of every Ticket one shilling and five pence .

Summoning the Witness per mile two pence .

The Attorney to pay the petit Jury for every cause tried, and enquiry executed three shillings & Seven pence

Every Common Motion when an Order ensues One Shilling And a penny half penny —

Drawing bill of Costs nine pence.

Copy of bill & Notice if Contested One shilling & two Pence . —

Drawing and engrossing Execution, One shilling & five pence

Signing An Execution for *Scire facias* One shilling & five pence

Fee on ending every cause, One shilling & ten pence half penny

Drawing, Signing Satisfaction, And Acknowledging Satisfaction in Courts two Shillings & ten pence . —

Attending thereon out of Court two Shillings & ten pence - —

Every Notice of bail, and Special Motion, and Service two Shillings and ten pence.

Attending the Judge at Chambers, to make a Motion or to Confess Judgment by Warrant of Attorney two shillings and ten pence . —

Attendance of every Witness who lives in the Country each day Allowing the setting out and Returning One shilling And Nine pence -

Drawing every petition to the Judge or Court two shillings And Seven Pence .

Fair Copy of such petition per Copy sheet four pence half penny Attending

Fees of Public Officers and Others.

Attending the Judges Chambers upon petition preferred or upon Special Argument, two shillings & ten pence - —

Every Special Argument upon a Rule of Court at Chambers Seven Shillings and one penny — -

Attending Arbitrators- upon a Rule of Reference, each day if Required ten Shillings -—

Attending & Striking a Special Jury two shillings & ten pence.

Striking such Jury — one shilling and five pence.

Fee on a Venire for a special Jury Two Shillings & two pence.

To pay each person Appearing on the pannel of a special Jury for his Attendance at Court each Day five shillings

Attending a special Court each day Seven shillings & a penny

Exceptions to bail and Notice thereof three shillings and six pence. —

Attending the Judge to take the examination of Sick persons or such as are departing the state, three shillings & seven pence.

Drawing Interogatories for such examination per Copy sheet two shillings and two pence. -

Fair Copy of the same per Copy-sheet four pence half penny

Every

Every Attendance Necessary before Judgment one shill^{s}. & two pence

Brief of Proceedings in every Cause & fair Copy four shillings each Pleading issue Seven Shillings

REGISTER OF PROBAT'S.

Receiving Application and citation four shillings & Eight pence.

Signing Letters of Administration or letters testimentary if above fifteen pounds - Seven Shillings -

If under fifteen pounds - three shillings & six pence.

Signing A Warrant of Appraisement if above fifteen pounds three shillings and Six pence -

If under fifteen pounds One shilling and Nine pence . —

Signing a Probate of a Will Three shillings and Six pence

Special Petition for Receiving a Warrent of Appraizement and *fiat* thereon. three shillings and Six pence . —

Renewing a Warrant of Appraizement three shillings And six pence. -

Petition for Letters Dismissory And fiat thereon three shillings and Six pence . ——

Citation

Citation to shew Cause why Administration should not be set aside — three shillings and Six pence . —

Letters Dismissory Seven Shillings —

Entering Caveat Against Administration being Granted three shillings and six pence.

Order to the Judges for Determining Caveat one Shilling And Nine pence.

Receiving Inventory and Recording proceedings seven shillings

Copy of Any Will or other paper four pence half penny Per Copy Sheet. ——

FEES OF THE CRYER OF THE COURT IN SPECIAL CAUSES. —

For every cause tried two shillings and four pence

Challenge of the Jury for Plaintiff or Defendant one shill^{s}. each

Every Witness Sworn on a Voire dire nine pence

every Witness Sworn to give evidence nine pence.

Swearing an Interpreter each side Six Pence.

Nonsuit, or Defendants Verdict one shilling.

Every

Every cause Referred One shilling & two pence.

With drawing a Juror one shilling

Every private Verdict one shilling. -

FEES IN THE COURT OF SESSIONS —

Swearing every Witness for the person Indicted Nine pence

Calling a traverse six pence —

Every not Guilty one shilling

Entering every traverse six pence.

Every Recognizance and discharge, every submission to a fine. one shilling and two pence.

A special pardon pleaded two shillings and four pence

From every Attorney at the end of the Court and Sessions and from the Clerks two shillings and four pence. — -

SURVEYOR GENERALS FEES

For Recording the Plat and transmitting the same to the Secretary — four shillings and eight pence.

For a Certified Copy of a plat four Shillings & eight pence

For every search one shilling . - —

FEES

FEES FOR THE CLERK FOR SESSION BUSINESS AND—SPECIAL ACTIONS - -

Attendance on Drawing a Jury three shillings & four pence

The precept for the Grand Jury two shillings.

Every Writ ten Pence. Every Seal four pence

Every Pannel of a Jury One shilling

Swearing Seriff or Bailiff to service of summons or Juror four pence.

Order for fine, unless excuse Made and entering the same ten pence —

Order for fine Peremptory entering & Reading ten pence—

Copy of same and Order to Insert the same in the Gazette four pence. —

Copy of the same for the Attorney General four pence

The Clerks Attendance in hearing a Motion in arrest of Judgment, or the Special Argument, or at the Judges Chambers, on a Petition preferred on a *Habeas Corpus,* Or to take the examination or Information of any Person — two shillings and four pence . — -

Taking an examination Information or Affidavit each Copy sheet four pence half penny . —
Fair Copy of such Examination each Copy sheet four pence

Drawing

Drawing a Warrant One shilling and two pence.

A Commitment or Libiration ten pence . —

Taking An Acknowledgement of bail before the Judge or in Court, and entering Recognizance thereon — one shilling and two pence—

Every Subpoena Ticket Six pence—

An Order to keep a bastard Child— two shillings And four pence—

A writ of Restitution two shillings and four pence. —

Every cause in the Goal book six pence—

Every Indictment one Shillings—

Filing every paper four pence half penny

Swearing the Grand Jury (each Juror) four pence half penny

Reading every paper five pence. —

Every Oath in Court four pence half penny—

Reading and entering every Verdict ten pence

Every Order of Court entered eight pence

Every Arraignment, or charging Defendant with Indictment Two Shillings and Ten pence. —

Entering a plea five pence — —

Copy of every Indictment or other paper per Copy sheet four pence half penny.

Calling A Jury five pence—

Swearing A pitit Jury four shillings. The

Fees of Public Officers and Others.

The Clerks attendance in every Cause tried one Shilling & Nine pence

Every Sentence or Judgment and entering the same two Shillings and fourpence —

Copy of a Judgment to the Sheriff or Order thereon one Shilling And Nine pence —

Calling a Traverse, or Calling, Respiting, escheating or Discharging a recognizance-- Nine pence —

Recording the proceedings of a Cause, each copy sheet four pence half penny.

A traverse, Release or any person acquitted by Proclamation Nine Pence .

Entering every Special Motion four pence. —

Entering Presentments of Grand Jury, and Order of Court each Copy Sheet four pence half penny

Every certificate of a Coroners having Returned an Inquisition into Court nine pence.

Every Search eight pence - —

A Writ of Dedimus potestatem two shillings & four pence —

Renewal of every Capeas against defaulting Jurors one shilling

THE DEPUTY SURVEYORS FEES —

For Surveying a tract of land under one hundred Acres twelve Shillings And Six pence . -

For

For each hundred Acres after the first two shillings And Six pence . ——

For Making Recording, and Transmitting the same to the Surveyor General, two shillings & eight pence —

For Registering the Grant one shilling and eight pence—

For Running a Town Lot four shillings & eight pence —

AND BE IT FURTHER ENACTED by the Authority Aforesaid, That in case of the death or removal from Office, Or Absence of the Chief Justice, the Assistant Justice or Justices for the time being, who shall do And transact the necessary business of such Chief Justice, shall be entitled to the full fees, as in and by this Act are declared to be required by him - —

AND BE IT FURTHER ENACTED by the Authority aforesaid That every Public Officer, and person herein before mentioned, and his Deputy or Agent, and every person Acting as such shall, if thereunto required, be obliged to give to any person, paying any lawful or pretended fee or fees of office, a particular Account of such lawful or pretended fee or fees of Office, Claimed by, And paid to Such public Officer, or person herein before Mentioned, or his deputy or Agent, or to the person Acting as such; under pain that every Public Officer, or person herein

herein before Mentioned, his Deputy or Agent, or the person Acting As such, shall for every Neglect or Refusal so to do, forfieit the sum of twenty five Pounds with costs of suit, to be sued for, Received and Applied in Manner herein after Directed. ——

PROVIDED ALWAYS— AND BE IT FURTHER ENACTED by the Authority Aforesaid, that all suits and Actions which shall be brought or Commenced by Virtue of this Act, shall be brought before the end of Six Months after the Offence Committed, And Not otherwise. ——

AND BE IT FURTHER ENACTED by the Authority Aforesaid that in Case any public Officer, or person herein before Mentioned, Shall be Sued or prosecuted, for or by Reason of any fee of Office, whatsoever, And A Verdict shall be given for such public Officer, or other person, or if the Plaintiff or prosecutor, shall discontinue such suit or Prosecution, or shall be nonsuited, then such public Officer, or person shall recover double costs of suit. - —

AND BE IT FURTHER ENACTED that all fines Penalties, And forfeitures, incurred under and by Virtue of this Law, shall be recovered by Action in the Superior Court, without any delay, and shall be Applied, One Moiety to the Use

of

of the State, And the other to the Person or Persons Carrying on the Prosecution to the Conviction of the Offender . —

AND BE IT FURTHER ENACTED by the Authority Aforesaid, that this Act shall Continue in force until Repealed by a future Legislature.

By Order of the House—

JA^{S}. HABERSHAM Speaker

Savannah February 25th- 1784—

Persons Receiving Public Money or Effects to Account.

(State Archives.)

AN ACT,

To compel persons who have, or hereafter may receive Public money or effects to account for the same — ——

WHEREAS in the course of the present contest between the Inhabitants of the United States of America, and Great Britain, very great and large sums of Money have been Emitted by order of the Legislature of this State, and very large, and considerable sums have been advanced by Congress for the use, and carried to the Debit of the same. AND WHEREAS many of the persons in whose hands such money has been deposited have refused or neglected to exhibit their Accounts and Vouchers, and to account for the expenditure of the same; Notwithstanding the repeated Resolves, and Orders of the Legislature for that Purpose. IN order therefore to compel the defaulters aforesaid, and every of them, and all others to whom the Public Money, or effects of this State may have been Advanced either before or since, the revolution, or who may be otherwise possessed thereof, and who ought to account for the same, to appear before the Auditor Appointed, or to be appointed by, or in pursuance of this Act, to attend the said Auditor and produce their Accounts, and Vouchers and settle the

the same, and pay, or deliver to the Treasurer of this state the balance which may be respectively due to the State from such defaulter . —

BE IT THEREFORE ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the Authority of the same, THAT the Auditor for the time being, is hereby Authorized with full power, to collect, Audit, Liquidate, Adjust, and settle the Accounts of such person or persons as have been, or hereafter may be intrusted with, or have, or may become possessed of the Monies Goods, or effects of this State, and who may be Accountable for the same . —

AND BE IT ENACTED by the Authority aforesaid, That the said Auditor of Accounts shall before his entering upon the Duties of the said Office, take and Subscribe, in the presence of his Honor the Governor and executive Council, the following Oath, and his honor the Governor and Executive Council are hereby Authorized and required to administer the same . ——

"I A. B. do swear that I will truly and faith-
"fully perform, do, and execute the several
"duties required of me As Auditor of Account
"to the best of my skill and Abilities, and here-
"in I will spare no person thro fear, favor, or
"Affection, nor grieve any thro hatred or ill
"will."

AND

Persons Receiving Public Money or Effects to Account.

AND BE IT ENACTED by the Authority aforesaid that the said Auditor is hereby directed and empowered to open an Office for the purpose of regularly, receiving Auditing and settling the said Accounts, and may have or employ one Accurate Accountant or Clerk, to assist him in the business hereby Committed to him, and the said Auditor shall give public notice of his appointment, and of the place where the said Office shall be kept, by advertisement published in the Gazette, and by like Advertisement to be posted up in the most public places in the several Counties of this state, requiring all persons who ought to Account before said Auditor, to attend at the said Office, and produce their Accounts and Vouchers, and other evidence Necessary to support, and Ascertain the same, within three months after the passing of this Act . ——

And that all persons who have received money. Goods, or effects, do attend the said Auditor, and comply with the directions of this Act, under the pains and Disabilities herein After provided.

And the said Auditor is hereby required to give such public notice immediately after the passing of this Act. ——

AND BE IT ENACTED by the Authority aforesaid that the said Auditor shall be and he is hereby Authorized to purchase proper and sufficient

sufficient books, in which he shall enter all Accounts by him settled: therein carefully distinguishing and separating all such Accounts, and charges, as are the proper Accounts of this State, from such as belong to the Account of the United States or any of them . ——

AND BE IT FURTHER ENACTED by the Authority aforesaid that it shall and may be lawful to, and for the said Auditor, as often as occasion may require, to call before him by subpoena, any person or persons, who may be or have been, intrusted, or charged with receiving public Money Goods or effects, or any of them; or such other person or persons, as may or can give information on the Occasion, and such person or persons to examine on Oath, or Affirmation touching the same; which Oath or affirmation he is hereby empowered to administer, and all persons Subpoened as aforesaid, are hereby enjoined to pay due obedience there to, and every case of such evidence refusing or neglecting to obey such subpoena, he shall be subject to the penalty of one hundred pounds. And any person receiving Money, Goods or effects as aforesaid, and refusing, or neglecting to obey such Subpoena, or summons from the Auditor, then such person or persons so refusing, or neglecting shall be liable to an Action of Debt, or other Action, at the suit of the State, for the whole of the sum, or sums of money Goods, Chattles, or effects belonging to the public;

lic; which he ought to account for as aforesaid, before the said Auditor, and shall be forever debarred of setting off any charge, or expenditure thereout, and from recovering and satisfaction for services done for the public, and shall be Rendered, and is hereby Declared incapable of being Appointed to, or serving in any Public office in this State, which shall be published in the Newspaper, and the Auditor is hereby required to publish the same in the said Gazette, until such Defaulter shall Account for such public Money, Goods, or effects, & have a Certificate thereof from the said Auditor, who after such settlement is required to publish the same in the said Newspaper, for the Satisfaction of the public and the Acquittal of the Individual; unless the said Auditor shall before the said term of three months be expired, certify in behalf of such person or persons, that it is reasonable that further time be allowed to such person or persons, for exhibiting and settling his or their Accounts; in which case upon sufficient security being entered by the party or parties in whose behalf such Certificate shall be made, for the whole money, or other property, so unaccounted for by such person, or persons; his Honor the Governor and Executive Council, may in that case by an entry on their Journals allow of further time as aforesaid . — ——

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Auditor shall not receive

receive any Account from any person or persons as above, unless attested before a Magistrate, and the Auditor is hereby directed and required to charge Interest upon every Account for Money, Goods, or effects, from such time as the principal became due to the State . ——

AND IS IS FURTHER ENACTED by the Authority aforesaid, that the Auditor is hereby empowered and required, to demand all papers, books and Accounts, in the hands or Possession of any person or persons who may have acted as Auditor heretofore by appointment, and in case he, or they shall refuse or Neglect to deliver up such books papers, and Accounts, as may be in his, or their possession, and then and in that case it may be lawful for the Attorney General to prosecute him or them — And he is hereby directed to Commence An Action as aforesaid, and on Conviction, the Offender shall be liable to pay a fine, not exceeding two hundred pounds; And the Auditor General, is empowered and Directed to call for all papers that may be necessary or requisite for settling or Adjusting any account that may come before him.

AND BE IT ENACTED by the Authority aforesaid That all Monies Recovered by Virtue of this Act shall be paid to the Treasurer of this State, he being Accountable for the same, And that his honor the Governor and Executive Council;

Council; the States Attorney, and the Treasurer and Collector or Collectors of Duties or imposts on Merchandize be and they are hereby required, on the first Tuesday in January always to deliver into the Office of the Auditor, a full and proper Account of all the public Monies, Received or paid by each or either of them, with the Necessary Vouchers, and the Auditor is required to examine the same, and Report specially thereon to the Legislature —— And the Aforesaid Auditor shall keep an Office, and remain therein, at least three months in every Year, at or near Augusta, for the purpose and Conveniency of settling the Accounts of the Citizens of this State.

By Order of the House

JA^{S}: HABERSHAM, Speaker.

Savannah February 25th. 1784.

(State Archives.)

AN ACT

For Revising and amending the several Militia Laws of this State. —

WHEREAS the Laws now in being For the regulation of the Militia, are either expired or near expiring, or are found inadequate to the present Period: and a well ordered and well disciplined Militia is essentially necessary to the safety, peace And prosperity of the State in Particular, and the Confederal Union in General.

BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly Met and by the Authority of the same. That from and immediately after the passing this Act it shall and may be lawful for his honor the Governor for the time being, by and with the Advice and consent of the honorable Executive Council, to call forth And Assemble all the Male free Inhabitants of this State, from the Age of Sixteen to fifty Years Within the Different Counties, Districts, and places of the same at such times as may appear to him and them Necessary, and to Lead, conduct or employ, or cause or procure to be led, Conducted or employed as well within the said Counties, Districts and places where such persons Reside, as into any other County, District,

District, or place, Agreeable to the Necessity of the Case, under such forms, restrictions and regulations as are herein after expressly set down & declared . ——

AND BE IT FURTHER ENACTED by the Authority Aforesaid that the Mode of Officering the said Militia, Shall be as follows; to wit, ALL OFFICERS inferior to field Rank shall be chosen by the Respective Companies of each battalion Agreeable to the Majority of Ballots of the persons liable to do duty in Manner herein after pointed out, after public Notice of such election being given for at least ten Days previous to the same in the respective Districts ——— And the said Officers so Chosen shall elect their field Officers, also by a Majority of ballots; except the staff, who shall be appointed by the Colonel or Lieutenant Colonel Commandant of each battalion or Regiment as the case may be, And all the said Officers shall receive their commissions from his Honor the Governor, for the time being, for and during their Good behaviour; and shall also be liable to be broken, Cashered or suspended by his honor the Governor for the time being; after a Trial Of such Officer or Officers being had before a Court Martial and if agreeable to the Decision or Sentence of such Court Martial.

AND BE IT FURTHER ENACTED by the Authority Aforesaid that it shall and may be lawful

lawful to and for the Colonel or Lieutenant Colonel of any of the Regiments or Battalions of this state, or in his absence the next Commanding field Officer to call together And Assemble, within his County, all or any of the Companies belonging to his Battalion or Regiment and cause them to be trained, Mustered, and exercised as he shall think fit: PROVIDED such Trainings Musterings, and exercisings do not exceed Twice in One twelve Months, unless by Order of his honor the Governor as aforesaid. ——

AND BE IT FURTHER ENACTED by the Authority aforesaid That every Captain, or other Inferior Commissioned Officer of any Company in any Battalion, who shall refuse or neglect to Conduct or lead his Company, or attend the same to the place of Rendezvous for any General Muster exercising or training as aforesaid; under the Orders of the Officer Commanding Agreable to the Directions of this Act Without Proper and sufficient excuse to a General Court Martial, to be held for that purpose; shall for the first Offence forfeit and pay a sum not exceeding five pounds, for the second Double the sum, And for the third, shall be Rendered incapable of holding a Commission —

AND BE IT FURTHER ENACTED that it shall And may be lawful to and for the Captains of the Different Companies of each battalion or Regiment

Regiment within this state, and they are hereby Required to assemble, Muster train and exercise, or Cause to be Mustered trained and Exercised their respective Companies, giving Notice of the same by beat of Drum or otherwise in such expeditious Manner as the Colonel or Officer Commanding the Regiment shall think fit, at any place, or places for Ordering Musters; PROVIDED the same does not exceed six times each Year, and that such Muster, training and exercising be within the district or division the said Company belongs to — ——

AND BE IT FURTHER ENACTED that the several Captains or Commanding Officers of Companies in the Different Battalions or Regiments, shall Respectively enter enlist and enroll the names of all the male free inhabitants from the age of Sixteen to fifty as aforesaid within their respective companies districts or divisions and shall cause the several persons so enrolled and enlisted notice being given of the same, to appear at the times and places appointed for ordinary muster in each respective districts or division, and the publishing of which as aforesaid, shall be deemed a sufficient summons within the intent of this act to oblige the persons so entered and enrolled liable to appear as well at such ordinary musters, as at any general musters which may be held as aforesaid, and the persons so enrolled shall be deemed and held to be enlisted in and to belong

to

to the company of that district or division in which he or they shall so reside and be so entered and enrolled and in case of any neglect or refusal to obey such summons, such person or persons so offending shall be fined at the direction of a court-martial to consist, if an ordinary muster of one captain two lieutenants in a sum not exceeding twenty shellings.

AND BE IT FURTHER ENACTED that it shall and may be lawful for the captains of the respective companies to appoint a proper person in each of their companies to act as clerk thereof who shall enroll and enter the names of the free male inhabitants so as aforesaid to be taken and sett down in a fair book for that purpose, and after the same shall be set down, such captain or other commanding officer of such company shall cause the different names to be thrown into a box, with a partition to be made for that purpose and shall every year draw four names from the one part, to be put into the other agreable to the mode of drawing jurors, to act as serjeants for such company who shall proceed to obey the commands of their superior officers, and shall be respected and obey'd as such by the other non-commissioned officers and privates of their company and in case such serjeant or serjeants so drawn shall refuse in his or their turn to act immediately or shall at any time within his or their turn of continuance as such, that is one year as aforesaid, he or they shall

shall be liable to the mulct or fine of five pounds to be levied and placed to such purposes, as this act hereafter points out and directs, and the said officer so commanding is hereby required to proceed in manner before mentioned to draw another or others in his or their room: PROVID'D NEVERTHELESS that this clause shall not extend to prevent any captain, previous to such election from appointing any serjeant or serjeants not exceeding the number aforesaid who may be found capable and willing to act in that capacity

AND BE IT FURTHER ENACTED that in case any person or persons so liable shall neglect or refuse to appear compleatly armed and furnished with one rifle musket, fowling-piece or fusee fit for action, with a cartridge box or powder-horn answerable for that purpose with six cartridges or powder and lead equal thereto and three flints, at any general musters of the regiment or battalion to which his company belongs, every such person shall forfeit and pay a sum not exceeding five shillings, and if an ordinary muster a sum not exceeding two shellings and six pence

AND WHEREAS it may much contribute to the safety and welfare of the state, by encouraging volunteer troops of horse and companies subject however to the Field Officers of each regiment or battalion: BE IT THEREFORE

FORE ENACTED that it shall and may be lawful for any commanding Officer of any regiment or battalion to give his sanction to any number not less than twenty or more than seventy five privates to associate for that purpose and to Elect their own officers in that district they belong to, and they shall be permitted to make their own Rules, so as the same do not militate with the direction of this Act and are approved of by the field officers of the Regiment: Provided every such Officer and non commissioned Officer and Private therein enrolled do and shall muster and exercise in such volunteer or Uniform Troop or Company at least one day in three company or ordinary musters in default of which Muster the said person shall be held and respected as again enrolled in the Company his district belongs commonly to, and shall be liable to have the Penalties of fine inflicted on him, which are non defaulters by this Act inflicted for every such offence, and previous to his or their leaving such Volunteer, Troop or Company he or they shall give One Month notice, and in default thereof shall be mulct or fined, till the term expires agreeable to the rules pointed out by this Act for other Companies.

AND BE IT FURTHER ENACTED that no Company shall consist of more than one Captain two Lieutenants, Four Serjeants, four Corporals, one Drummer, one fifer and Fifty privates and in case any district or division now

laid

laid out for any one respective Company of any battalion within that State shall exceed that num ber the same shall be formed into two districts divisions or Companies and shall elect officers as before laid down and mentioned, except that the officers before commanding the Company so to be divided shall have choice of commissions agreeable to their Rank in either.

AND IT IS HEREBY FURTHER ENACTED That when any battalion or Regiment comes to be too numerous, that is above the amount of One thousand effective privates, for the district division or County they respectively belong to, The field Officers are required to assemble with three or more Justices, not officers, of the County in which the same shall happen, and equally divide into two Regiments or battalions the old officers, taking choice and rank as aforesaid

AND BE IT FURTHER ENACTED, That in case of the removal of any Person or persons so enrolled from one district or division to another, such person or persons shall produce a Certificate thereof, and of his being enrolled in such other Company under the hand of the Captain or Commanding Officer of the same, and shall be liable to the pains and penalties of this Act, for neglect of duty or non attendance till such Certificate is delivered to such person or persons former Captain . —

AND BE IT FURTHER ENACTED by the Authority

Authority aforesaid, That every Master or other person, who hath the power over, government, or command of any Indented man Servant, who shall be employed within the State, shall at his or their own proper Costs and Charges, furnish and provide, every such Man Servant with such necessary Arms and Accoutrements, as is pointed out and directed by this Law to be furnished by every Male free inhabitant and such Masters shall be, and are hereby accountable for the appearance of his said servant at all Musters traininess, and exercisings, whether general or ordinary; and in default shall be liable to every fine or Mulct such non appearance is subject to: PROVIDED nevertheless that if such non appearance shall be his such Servants fault, he shall on conviction thereof, be held, bound and obliged to serve his said Master One Month for every such Offence

AND BE IT FURTHER ENACTED, that no civil process shall be served on any person or persons so enrolled as aforesaid, during his or their going to, or returning from, or whilst they are at the place of rendezvous of such Muster, Training or exercising, whether general or ordinary, or for twelve hours thereafter —

AND BE IT FURTHER ENACTED, that in case of absolute necessity, and order as aforesaid from his Honor the Governor, by and with the advice and consent of the Executive Council as aforesaid, all offences against the proper and necessary

necessary orders of a Superior Officer shall be fined and Mulct at double the rates laid down in this Act for non-appearance at general Muster for every such offence agreeable to the rank of the offenders. ——

AND BE IT FURTHER ENACTED That all fines levied and penalties incurred for or by reason of this Act shall be lodged in the hands of the Major, to and for the use of the Regiment or Battalion the offender or offenders belonged to, and to be laid out to the best advantage either for Drums,colours or otherwise agreeable to the direction of a Majority of the field officers and the Major of such Battalion or Regiment is hereby required to render in a just and true account of all such fines and penalties as have come through his hands, at the end of every Year, to the Commanding officer of such Regiment or Battalion with an account of the necessaries purchased for such Regiment or Battalion out of the same, and the Commanding officer as aforesaid is hereby required to cause to the same to be publickly read at least once a Year, at the head of his said Regiment or Battalion

AND BE IT FURTHER ENACTED— That it shall and may be Lawful for the Captain, of every district, division or company on conviction by a court Martial to Issue his Warrant directed to any Serjeant of his said Company commanding him to levy such sum as such offender was convicted for, within ten days thereafter

after, who is hereby authorised and empowered to levy upon the offenders goods and chattles for that purpose, within ten days after receiving such Warrant, and if he shall find no such goods or chattles, so as to satisfy the same, he shall return the said Warrant, and such commanding officer is hereby authorized to Issue another to such Serjeant to apprehend the Offender and deliver him to the Keeper of the common goal of the County he belongs to, who is hereby required to keep and detain him, for the Space of twenty four hours, for every general Muster, and twelve hours for every ordinary Muster.

AND BE IT FURTHER ENACTED, that in case of refusal to serve such Warrants, or neglect of returning the same within fifteen days after receipt thereof, to the Issuing officer such Serjeant shall forfeit for every such offence Forty shillings, to be levied in like manner as is herein before pointed out for the private persons so enrolled —

AND BE IT FURTHER ENACTED, That in case of fine or mulct of any officer or Officers bearing Commissions in any company or Regiment of this State, the same shall be recovered by Warrants of distress under the hand of the Commanding officer of the Regiment and shall be directed to the Adjutant of the same, who is hereby required to levy as before laid down and mentioned for Serjeants in the case of Privates:

Privates: The Adjutant for the time, being and he is hereby declared liable to double the pains and penalties such Serjeant as aforesaid is subject to for every offence, whether neglect of duty, or refusal to Act —

AND BE IT FURTHER ENACTED, That Nothing in this Act contained, shall extend or be construed to extend to the subjecting to Militia duty the Honourable the Executive Council, the Members of the Legislature, the Chief Justice, the Assistant Judges, of each County, the Treasurer, The Secretary of State and Council, The Attorney General, The Clerk of the Assembly, Messengers, and door keepers of the Council and Assembly, the Clerks and Sheriffs of the County Courts, the Collectors of the different ports, the Pilots and Mariners, and Citizens, acting as such, Millers, School Masters, Ferry Men, Clergymen, in orders, Physicians, Justices qualified and actualy acting as such, Sworn Attornies, Idiots, and Madmen, except in cases of Alarm.

By order of the House

JA^{S}: HABERSHAM Speaker.

Savannah 26th:
february 1784

(State Archives.)

AN ACT. *for the*

Fixing and Establishing Court Houses and Jails, and the fixing and regulating Elections in the different Counties of this State.

WHEREAS no law as yet been passed for the building and Erecting Court Houses and Jails, and for the fixing and establishing Places, for holding elections in the different Counties of this State and it being now necessary for passing an Act to that purpose.

AND WHEREAS doubts have arisen concerning the time of opening and closing the Polls of the respective Elections.

BE IT THEREFORE ENACTED, by the Freemen of the State of Georgia in General Assembly met, and it is hereby Enacted by the Authority of the same, that from and immediately after the passing this Act, the Court Houses and Jails for the different Counties, shall be erected at the places hereafter mentioned, which shall be respected as the fixed and established Places for holding Elections in the same, that is to say. The Court House and Jail shall be erected, and the Elections held in and for the County of Chatham; in the town of Savannah.

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The Court House and Jail shall be erected, and the Elections held, in, and for the County of Liberty at Sunbury.

The Court House and Jail, shall be erected and the Elections held, in, and for the County of Effingham, at Tuckasee Kings.

The Court House and Jail shall be erected and, the Elections held, in and for the County of Burke in the Town of Waynesboro.

The Court House and Jail shall be erected, and the Elections held, in and for the County of Richmond at the Place where the road crosses the little Kiokee Creek, leading to the Meeting House, and that the Superior Courts to be held at Augusta, till a Jail and Court House are built, and that Elections be held at the Place fixed on.

The Court House and Jail, shall be erected, and the Elections held, in, and for the County of Wilkes, in the Town of Washington.

AND BE IT FURTHER ENACTED. That the Presiding Justices at Elections agreeable to the Constitution, shall on the Election day, declare the Poll for such Election open; and proceed to receive the ballots for Representatives or County officers at Nine oClock in the morning, or as near that hour as convenient, and continue so to do untill six oClock in the evening, when they shall declare the poll closed, and no more ballots shall be received. AND

AND BE IT FURTHER ENACTED, That in case of a Writ, or Writs Issuing from the Legislature, to fill up a Vacancie, or Vacancies happening, by the Death, Resignation or otherwise of any person chosen as a Representative six days notice shall be given by the Justices directed to hold Elections for filling up said vacancies, which notice shall be fixed up at three or more the most Public Places in the County, where such Election is to be held.

AND BE IT ENACTED by the Authority aforesaid, that no person Chosen a Representative shall after his taking his Seat in the Legislature be appointed or Authorized to hold any Place or office without vacating his Seat, previous to the Election, Provided nothing herein contained, shall extend to effect the Election of the Governor.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that no public Officer, or any other person whatever, shall be entitled to a Seat in this House, till he has accounted for all Public moneys be may have received, and such as by any means passed through his hands

By order of the House

JA^{S}. HABERSHAM Speaker.

Savannah 26th:
february— 1784

(State

University of Georgia.

(State Archives.)

BY THE REPRESENTATIVES *of the Freemen of the State of Georgia in General Assembly and by the Authority of the same*

AN ACT.

For the more full and complete Establishment of a public School of Learning in this State.

As it is the distinguishing happiness of free governments that civil order should be the result of Choice and not necessity, and the common wishes of the People become the Laws of the Land, therein public prosperity and even existance very much depends upon Suitably forming the minds and Morals of their Citizens. WHERE the minds of People in general are viciously disposed and unprincipled and their conduct disorderly, a free Government will be attended with greater confusions and with Evils more horried than the Wild uncultivated State of Nature — It can only be happy where the public principles are Opinions are properly directed and their manners regulated. This is an influence beyond the Stretch of Laws and punishments and can be claimed only by Religion and Education It should therefore be among the first objects of those who wish well to the National prosperity to encourage and support the principles of Religion and Morality, and early

to

to place the Youth under the forming hand of security that by Instruction they may be moulded to the love of Virtue and good order, sending them abroad to other Countries for Education will not answer these purposes, — it is too humilating an acknowledgement of the Ignorance and Infeority of our own, and will always be the cause of so great foreign attachments that upon principles of Policy it is not admissible. This Country in the times of our common danger and distress found security in the principles and abilities which wise regulations had before established in the minds of our Countrymen, That our present happiness joined to pleasing prospects should conspire to makes us feel ourselves under the Strongest obligations to form the Youth, the rising hope of our Land to render the like glorious and essential Services to our Country— AND WHEREAS for the great purpose of internal education divers allottments of Land, have at different times been made, particularly by the Legislature at their sessions in July One Thousand seven hundred and eighty Three, and February, One Thousand seven hundred and eighty-four., all of which may be comprehended and made the basis of one general and compleat establishment

THEREFORE the Representatives of the Freemen of the State of Georgia in general Assembly met this Twenty seventh day of January in the Year of our Lord One Thousand seven hundred

hundred and eighty five enact, ordain, & declare, and by these presents it is Enacted Ordained and Declared - —

1st: The general superintendance and regulation of the Legislature of this State, and particular of the public seat of Learning, shall be committed and entrusted to the Governor & Council the Speaker of the house of Assembly, and the Chief Justice of the State for the time being, who shall, exofficio, compose one board denominated THE BOARD OF VISITORS, hereby vested with all the powers of visitasion to see that the intent of this Institution is carried into effect. and John Houston, James Habersham, William Few, Joseph Clay, Abraham Baldwin William Houston, Nathan Brownson, John Habersham, Adiel Holmes, Jenkins Davis Hugh Lawson William Glascock, and Benjamin Talliaferro, esquires who shall compose another board denominated the BOARD OF TRUSTEES, These two boards united or a Majority of each o fthem shall compose the SENATUS ACADEMICUS of the University of Georgia.

2nd, All Statutes, Laws, and ordinances for the Government of the University shall be made and enacted, by the two boards united or a Majority of each of them, Subject always to be laid before the General Assembly, as often as required, and to be repealed, or disallowed as the General Assembly shall think proper

3d.

3d. Property vested in the University shall never be Sold, without the joint concurrence of the two boards and by Act of the Legislature but the Leasing, farming & manageing of the other property of the university for its constant support shall be the Business of the board of Trustees; For this purpose they are hereby constituted a body Corporate and Politic by the Name of the TRUSTEES OF THE UNIVERSITY OF GEORGIA; by which they shall have perpetual succession, and shall and may be a person in Law capable to Plead, and be impleaded defend, and be defended, answer and be answered unto, also to have, take, Possess, acquire, purchase or otherwise receive Lands, tenements, hereditaments goods, Chattles, or other Estates, and the same to Lease, use, manage, or Improve for the good, and benefit of said University and all property given or granted, to or by the Government of this State, for the advancement of Learning in general, is hereby vested with such Trustees in Trust as herein described.

4th: As the appointment of a Person to be the President and head of the University is one of the first and most important concerns on which its respect and usefulness greatly depends, the board of Trustees shall first examine and Nominate, but the appointment of the President shall be by the two boards jointly, who shall also have the Power of removing him from Office, for misdemeanor unfaithfulness or incapacity. 5th.

5th: There shall be a stated annual meeting of the SENATUS ACADEMICUS at the University, or at any other Place, or time to be appointed by themselves, at which the Governor of the State, or in his absence the President of Council shall preside, their records to be kept by the Secretary of the University.

6th: As the affairs, and business of the University may make more frequent meeting's of the Trustees necessary, The President and two of the Members are impowered to appoint a meeting of the board, notice always to be given to the rest or Letters left at the usual Places of their abode, at least fourteen day's before the said Meeting, Seven of the Trustees so convened shall be a legal meeting, in case of the death absence or incapacity of the President the Senior Trustees shall Preside, the Majority of the members present shall be considered a Vote, of the whole, and where the Members are divided, the President shall have a Casting vote;

PROVIDED always that nothing done at these special meetings, shall have any force or efficacy after the rising of the then next annual Meeting of the Trustees

7th: The Trustees shall have the power of filling up all vacancies of their board, and appointing Professors Tutors, Secretary Treasurers Steward, or any other officers which they may think necessary, and the same to discontinue

tinue or remove, as they may think fit, but not without seven of their Number, at least concurring in such Act.

8th: The Trustees shall prescribe the course of Public Studies, appoint the Salaries of the different Officers, form and use a Public Seal, adjust, adjust and determine, the expences, and adopt such regulations, not otherwise provided for, which the good of the University may render necessary. .

9th: All Officers appointed to the Instruction and government of the University, shall be of the Christian Religion, and within three months after they enter upon the execution of their Trust, shall publicly take the oath of Allegiance and Fidelity, and the Oaths of Office, prescribed in the Statutes of the University, the President before the Governor or President of Council; and all other officers, before the President of the University.

10th: The President, Professors, Tutors, Students ,and all other officers and Servants of the University whose Office requires their constant attendance shall be and they are hereby excused from Military Duty, and from all other such like duties and services; And all lands and other property of the University is hereby exempted from taxation.

11th: The Trustees shall not exclude any person

son of any religious denomination, whatsoever, from free and equal Liberty, and Advantages of education, or from any of the Liberties, Privi-ledges and Immunities of the University in his education, on account of his or their speculative Sentiments, in religion, on being of different Religious Profession.

12th: The President of the University with consent of the Trustees, have power to give and confer all such honors, degrees and licences as are usually conferred, in Colleges or Universitys, and shall always preside at the meeting of the Trustees & at all the public exercises of the University.

13th: THE SENATUS ACADEMICUS at their stated annual meetings shall consult & advise not only upon the affairs of the University, but also to remedy the Defects, and advance, the Interests of Literature through the State in general, For this purpose it shall be the business of the Members, previous to their Meeting, to obtain an acquaintance with the State; and regulations of the Schools, and Places of education in their respective Counties that they may thus be possessed, of the whole, and have it lie before them for mutual assistance, and diliberation. Upon this Information, they shall recommend, what kind of Schools, and Academies shall be instituted, agreeably to the Constitution, in the several parts of the State, and prescribe what branches of Instruction shall be taught

taught, and inculcated in each: they shall also examine and recommend, the Instructors to be imployed in them, or appoint persons for that purpose. The President of the university as often as the duties of his Station will permit, and some of the Members, at least once in a Year, shall visit them, and examine into their order, and performances

ALL public Schools instituted or to be Supported by funds or Public Monies in this State shall be considered as Parts and members of the University and shall be under the foregoing Directions and regulations,

WHATSOEVER public measures are necessary to be adopted, for accomplishing these great and important designs, the Trustees shall from time to time, represent and lay before the general Assembly.

ALL. laws and ordinances heretofore passed in any wise contrary to the true Intent and Meaning of the premises, are hereby repealed and declared to be null and Void.

IN FULL TESTIMONY, and confirmation of this Charter, a ordinance and Constitution and all the articles therein Contained, the representatives of the freemen of the State of Georgia in General Assembly hereby order— that this Act should be Signed by the Hon'ble Joseph Habersham Esquire Speaker of the House of Assembly

Assembly, and Sealed with the Public Seal of this State and the Same, or the enrollment thereof in the records of the State, shall be good, and effectual in Law.

TO HAVE AND TO HOLD, the powers priviledges and Immunities and all and Singular the premises herein given, or which are Meant, Mentioned or intended to be hereby given to the said boards of Visitors and Trustees and to their Successors in office for ever

JOSEPH HABERSHAM Speaker

Savannah, January 27, 1785.

(State Archives.)

GEORGIA. AN ACT

For laying out a District of land situate on the river Mississippi and within the limits of this State into a County to be called Bourbon.

WHEREAS it is expedient and necessary for the accommodation of the Inhabitants of this State that a new County be laid out in the same.

BE IT THEREFORE ENACTED by the Representatives

Representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same that from and immediately after the passing of this Act, all that Tract or district of Country within the charter boundaries of this State, which lies on the Eastern side of the River Mississippi and is contained and comprehended in the lines limits and discription herein after mentioned shall be and the same is hereby declared to be formed into a new County to be called known. and distinguished. by the name of Bourbon County.

AND BE IT FURTHER ENACTED that the following shall be the lines limits and extent of the said County that is to say the same shall begin at the Mouth of the river Yazous where it emties itself into the river Missisippi thence by a line to be drawn, along the middle of the said river Missisippi until it shall intersect the Northernmost part of the thirty first degree of North latitude south by a line to be drawn due east from the determination of the line last mentioned in the latitude of Thirty one Degrees North of the Equator as far as the lands reach which in that district have been at any time relinquished by the Indians, thence along the line of the said relinquishment to the said river Yazous, thence down the said river to the beginning.

AND the said County shall comprehend and include all the lands and waters within the said

said discription. AND WHEREAS it will not be propper at present to open a Land office for the purpose of granting out the lands in the said County, But nevertheless it is hereby enacted and declared that whenever that measure shall be. determined upon by this or a future Legislature, there shall be a right of preference, agreeable to the laws of this State, reserved to any all an every honest and friendly possessor and possessors of the said Lands who shall be Citizens of either of the United States or the subjects of any power. that was friendly to the United States during the War, provided such persons do actually live on and cultivate the said Lands or a part thereof and shall apply and present themselves on equal. terms with other petitioners.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that when it shall be determined on to grant the said Lands, the price thereof shall not exceed one quarter of a Dollar Per Acre.

AND BE IT FURTHER ENACTED. that the following Persons (to Wit) Tacitus Gilliard, Thomas Greer Sutton Banks Nicholas Long, William Davenport. Nathaniel Christmas, William McIntosh Junr., Benjamin Farrer, Cato West, Thomas Marston Green, William Anderson, Adam Benjamin, and John Ellis shall be and they are hereby nominated and appointed

Justices

Justices of the Peace, and Abner Greer Register of Probats for the said County and his Honor the Governor is hereby authorized and required to administer the oaths of Allegiance and of Office to such of the said persons as can personally attend him in Council and to grant a special Commission directed to such as shall qualifie before him, to enable them or any two of them who shall so attend to qualifie the others in the same manner as they have been qualified when they shall repair to the said County of Bourbon.

AND BE IT FURTHER ENACTED. that the said Justices after being duly qualified as aforesaid shall be and they or any two of them are hereby authorized and empowered to administer the oath of Allegiance to this State to any person and Persons Inhabitants of the said County who shall not have been proscribed by this or some other of the United States of America and thereupon such person and Persons shall be entitled to vote for and serve as Members of Assembly or Militia officers and the said Justices shall keep a list or roll of the names of all. such persons as they shall Administer the oath of Allegiance to and transmit the same to his Honor the Governor as soon as may be in the course of the present Year.

Signed in House of Assembly Savannah in Georgia

Georgia 7th. February. 1785. and in the Ninth year of American Independence. By order of the House. JOSEPH HABERSHAM. Speaker

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(State Archives.)

AN ACT.

For ascertaining the rights of aliens and pointing out a mode for the admission of Citizens. ———.

WHEREAS the many advantages and peculiar blessings which this State enjoys, may induce foreigners to apply for a participation thereof, AND WHEREAS it is the intention of the Legislature to confer those benefits on all such as may apply and do merit the same.

BE IT ENACTED by the representatives of the freemen of the State of Georgia in General Assembly met, and by the authority of the same that all free white persons being Aliens or subjects of any foreign State or Kingdom at peace with the United States of America who shall register or enrol their names in the office of the Clerk of the Superior Court of the County where such Aliens propose to reside may be and they are hereby vested with the rights and privileges

privileges of acquiring possessing or holding and Selling devising or otherwise disposing of all kinds of Personal property and renting houses or lands from Year to Year and shall have the right of suing for all such debts, demands or damages other than for real Estate— as may arise or have arisen since the twelfth July one thousand Seven hundred and eighty two either Personally or by Attorney or otherwise and in case of death by his her or their Executors or Administrators.

AND BE IT ENACTED by the Authority aforesaid that any Alien or Subject of any foreign State or power being desirous of becoming a Citizen of this State who hath resided at least twelve Months in the same and after the expiration thereof doth obtain from the Grand Jury of the County where he resides a Certificate purporting that he hath demeaned himself as an honest man and friend to the Government of the State. (which Certificate shall be recorded in the Superior Court of the said County) the said alien or person so applying shall before the Judges of the said Court take and Subscribe the following Oath I. A. B. do Solemnly Swear that I will bear true Allegiance to the State of Georgia and will support the Laws. and Constitution thereof to the utmost of my Power. so help me God. Then and in that case. such person shall be entitled to all the rights liberties and immunities of a free Citizen.

PROVIDED

PROVIDED always and be it enacted by the authority aforesaid, That no person shall be a member of the General Assembly or of the Executive Council or hold any office of trust or profit or vote for members of the General Assembly for the term of seven Years and until the Legislature shall by Special Act for that Purpose enable such person so to do.

AND PROVIDED ALSO that all such aliens or persons aforesaid shall be subject and liable to pay such alien duties as have been heretofore or may hereafter be imposed by the Legislature.

AND BE IT FURTHER ENACTED. That no persons on any Act of Confiscation and Banishment in this or either of the States nor any persons who have born arms against this or the United States that were citizens of this or either of the said States during the War shall avail him or themselves of any of the rights privileges or immunities intended to be given or confered by this Act except such person as may have availed themselves of coming in during the late War. under certain proclamations issued and that may have been adopted and sanctioned by the Legislature.

PROVIDED likewise, That this Act shall in no wise extended or be construed to extend to oblige such persons who may have applied to become Citizens of this State to undergo the probation herein set down or contained.

AND

AND BE IT ENACTED. by the authority aforesaid that if any Person or persons under the age of sixteen Years shall after the passing of this Act be sent abroad without the limits of the United States and reside there three Years for the purpose of receiving an education under a foreign power. such person or persons after their return to this State shall for three Years be considered and treated as Aliens in so for as not to be eligable to a Seat in the Legislature or Executive authority or to hold any office civil or Military in the State for that term and so in proportion for any greater number of Years as he or they shall be absent as aforesaid, but shall not be injured or disqualified in any other respect.

Signed by order of the House

JOSEPH HABERSHAM. Speaker.

Savannah. February the 7th: 1785.

(State Archives.)

An act to admit certain persons to the rights of citizenship.

Preamble

WHEREAS, John Haupt, Peter De Bosg, Justus Hartman Scheuber, Francis De Block, William Blogg, William Finden, James Merclies, John Wallace, Daniel M'Garvey, Ralph De Pass, Jacob De Pass, William Coales, Alexander Biffett, Henry Sowerly, Gabriel Leaver and Francis Wattington, who have petitioned this House to become citizens of this state, previous to the passing this citizen bill;

1. *Be it therefore enacted by the representatives of the freemen of the State of Georgia in General Assembly met, and by the authority of the same,* That the said John Haupt, Peter De Bosg, Justus Hartman Scheuber, Francis De Block, William Blogg, William Finden, James Merclies, John Wallace, Daniel M'Garvey, Ralph De Pass, Jacob De Pass, William Coals, Alexander Biffet, Henry Sowerly, Gabriel Leaver and Francis Wattington, are hereby admitted to all the rights of citizenship, any law to the contrary notwithstanding.

Signed by order,

JOSEPH HABERSHAM, *Speaker.*

February 19th, 1785.

(State Archives.)

An Act to establish and regulate the inspection of Tobacco.

WHEREAS the cultivation of tobacco is very considerable and if properly attended to will become a most valuable article of exportation from this State.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in general Assembly met that from and after the passing of this Act that no person shall put on board or receive into any ship or vessel in order to be exported therein any tobacco not packed in hogsheads or casks upon any pretence whatsoever nor in hogshead or cask to be in that or any ship or other vessel exported out of this State before the same shall have been reviewed and inspected according to the directions of this Act but that all tobacco whatsoever to be received or taken on board any ship or other vessel and to be therein exported, or to be carried and put on board any ship or vessel, for exportation as aforesaid, shall be received and taken on board at the several warehouses for that purpose herein after mentioned or some one of them and at no other place whatever and every Master Mate or Boatswain of any ship or other vessel which shall arrive in this State in order to load with tobacco during the continuance of this Act shall

shall before the said ship or vessel be permitted to take on board any tobacco whatsoever make Oath before the Collector where such ship or vessel shall arrive, which Oath the said Collector is hereby impowered and required to administer, that they will not permit any tobacco whatsoever to be taken on board their respective ships or vessels except the same be packed in hogsheads or casks stamped by some inspector legally thereunto appointed which Oath they shall subscribe in a book to be kept for that purpose by the said Collector and if any Master shall cause any person who is not really and bona fide Mate or Boatswain to come on shore and take such Oath he shall for said offence forfeit and pay five hundred pounds. And if any commander or Master of any ship or other vessel shall take on board or suffer to be taken on board the ship or vessel whereof he is Master any tobacco brought from any other place than some of the public warehouses herein after mentioned or any hogshead or cask of tobacco, not stam[p]ed by some lawful inspector or shall suffer to be brought on board any tobacco except in hogsheads or casks stamped as aforesaid every such Master or Commander shall forfeit and pay fifty pounds for each hogshead one moiety thereof to the use of the informer the other moiety to the use of the State. And that it shall be lawful for the proprietor or proprietors to break any hogheads of tobacco after it shall be passed and stamped and to repack

repack and prize the same into small casks for the convenience of stowing provided it be done at the warehouse where the same was inspected weighed marked and stamped and the inspectors shall particularize all such casks in their manifests to be given to the Master or skippers of vessels in which such tobacco be laden.

AND BE IT FURTHER ENACTED that every Master of a ship or vessel wherein tobacco shall be laden shall at the time of clearing deliver to the Collector a fair manifest of all the tobacco on board his ship or vessel expressing the marks and numbers of every hogshead or cask and the tare and nett weight stamped thereon the person by whom shiped and from what warehouse shall make Oath there to that the same is a just and true account of the marks numbers tare and nett weights of each respective hogshead or cask, as the same was taken down by the person or persons appointed by him to take the same before the said tobacco was stored away. And no ship or vessel shall be cleared by the Collector before he shall have received such list or manifest, which shall by the said Collector be transferred, to the Treasurer of this State for the time being.

AND BE IT FURTHER ENACTED that public warehouses for the reception of tobacco pursuant to this Act shall be kept at the several places herein after mentioned that is to say, at Augusta on the lands of Richard Call at Yamacraw

craw on the Lott of Mordecai Sheftal the mouth of broad River at Mos's and Hardwick's at the mouth of Ogeechee and that the Rents and fees of the several warehouses shall be and they are hereby established at the following rates. There shall be allowed and paid for the rents of the different warehouses as aforesaid one shilling and two pence for every hogshead of tobacco that shall be inspected and delivered out of such warehouses respectively and there shall be paid to the proprietors of each warehouse, for all tobacco lying therein more than twelve months at the rate of sixpence per month for each hogshead by the shipper thereof at the time of shipping the same, and the inspectors shall be entitled to receive one shilling and two pence for each hogshead or sack by them inspected.

AND BE IT FURTHER ENACTED that on complaint being made by the owner or owners of any of the warehouses aforesaid to any Justice of the peace in the county against any person or persons for breaking tearing or Committing any waste or distruction of or in such warehouse it shall be lawful for such Justice and he is hereby empowered and required to give Judgment and award execution against the body or estate of such offender if found guilty for all damages occasioned by such breaking tearing waste or distruction provided such damages shall not exceed ten pounds and above forty shillings, the owner of such warehouse may

may sue for the same in the Courts of Conscience of said County and if such damages exceed the sum of ten pounds, then it shall be lawful for such owner or owners to commence and prosecute his or their action at Law against such offender in the Superior Court within the county in which the plaintiff shall recover costs.

AND BE IT FURTHER ENACTED that there shall be kept at the several warehouses herein before appointed and at all others hereafter to be appointed a good and sufficient pair of scales with weights, sufficient to weigh fifteen hundred pounds at the least and a set of small weights the same that are or ought to be provided for the standard weights of each County, and that the proprietor of such warehouses provide the same.

AND BE IT FURTHER ENACTED that all tobacco brought to any of the public warehouses shall be viewed inspected and examined by two persons thereunto appointed who shall be called inspectors which said inspectors shall be appointed in the following manner that is to say, that three Inspectors shall be annually nominated by a Court to be held on the first monday in July which Court shall not consist of less than five Justices, two of which shall be senior Justices of the County wherein such warehouses are established shall and are hereby required

required at some convenient time to nominate and recommend to the Governor for the time being for so many Offices of inspection as are or shall be in their respective Counties certain persons reputed to be skilled in the qualities of tobacco and the Governor with the advice and consent of Council shall choose and appoint two persons nominated and recommended as aforesaid to execute the Office of Inspectors at such inspections and in default of such nomination or recommendation by the Senior Justices of the said County as aforesaid the Governor with the like advice and consent shall appoint such persons as shall appear fit to be inspectors at such inspections and where any person once recommended and appointed as aforesaid executing the office of inspector in pursuance of such recommendation, shall be again recommended the succeeding Year the same shall be a sufficient authority for him to continue in the said office for another year without any new commission and so from Year to year as long as he shall be recommended as aforesaid. And that every person so appointed, inspector by virtue of this Act shall before he enters into the execution of his office enter into bond with good security in the penalty of one thousand pounds payable to the Governor for the time being and his successor with condition for the true performance of his duty according to the directions of this Act, and liable to be put in suit upon any neglect of duty.

AND

AND BE IT FURTHER ENACTED that all Inspectors to be appointed by virtue of this Act, shall constantly attend their duties at the warehouse or warehouses under their charge from the first day of September til the tenth day of June Yearly except Sundays and the holy days observed at Christmas Easter and whitsuntide or when hindered by sickness, and afterwards they or one of them shall constantly attend at the same except sundays to deliver tobacco for exportation until all the tobacco remaining there the said tenth day of June be delivered and no inspectors shall be obliged to view any tobacco between the said tenth day of June and first day of September. And every inspector neglecting to attend as aforesaid shall forfeit and pay to the party grieved five shillings for every neglect or shall be liable to an action, to recover all such damages as he or they shall have sustained by occasion of any such neglect together with his or their full costs at the election of such party, and that all persons having tobacco at the public warehouses have equal justice the inspectors shall enter into a Book to be kept for that purpose, the marks and owners of all tobacco brought to their respective warehouses, for inspection, as the same shall be brought in and shall view and inspect the same in due turn as it shall be entered in such books, without favor or partiallity, and uncase or break every hogshead or cask of tobacco brought them to be inspected as aforesaid, and if they shall agree that

that the same is good, sound, well conditioned, merchantable and clear of trash, then such tobacco shall be weighed in scales with weights of the lawful standard and the hogshead or cask shall be stamped in the presence of said inspectors or one of them, with the name of the warehouse at which inspected and also the tare of the hogshead or cask and quantity of nett tobacco therein contained and the inspectors at such warehouses shall issue a receipt for each hogshead of tobacco they shall pass, if required by the owner if the same weighs nine hundred and fifty which receipt shall be in form following, to-wit.

River
Warehouse, the day of 178

	sweet scented leaf			Oronoko stemed leaf		
Marks.	No.	Gross.	Tare.	Nett.	Gross.	Tare.	Nett.	Gross.	Tare,	Nett.

Received of hogshead of crop tobacco marks, numbers weights, and species, as per above; to be delivered by us to the said for exportation when demanded Witness our hands the day of 178

AND BE IT FURTHER ENACTED that the size of the hogshead or Cask shall be forty nine inches in length and thirty one inches in the prizing head and to weigh nine hundred and fifty pounds Nett.

AND

AND BE IT FURTHER ENACTED that no inspector or inspectors shall under any pretence whatsoever, issue a receipt for any other than such, as shall be printed in which the date shall be inserted at full length, and if any inspector or inspectors shall presume to issue a receipt in any other manner than is hereby expressed, he or they for every such offence shall forfeit and pay one hundred pounds, to be recovered with costs, by any person who may sue for the same in any Superior Court within this State, which receipts as aforesaid, shall be furnished by the proprietor of the warehouses. But if the said two inspectors shall at any time disagree concerning the quality of tobacco brought for their inspection to any warehouse under their charge they shall as soon as conveniently may be, call in the additional inspector appointed to attend such warehouse, who shall determine and pass or reject such tobacco and if he shall pass the same, his name shall be entered in a book kept by the inspectors opposite the mark number and weight of the hogshead by him passed, together with the name of inspector at such Warehouse who shall officiate with him and the inspectors at each of the Warehouses established by this Act, shall constantly keep so many able hands at their respective warehouses, not exceeding two, for the purpose of taking care of all tobacco brought to such warehouse and stowing it away after the same shall be inspect-

ed

ed and stamped. And no inspector shall by himself, his servant or any other person either directly or indirectly be concerned in picking any refused tobacco unless it be his own property on any pretence whatever under penalty of being forever thereafter disabled from holding the Office of inspector.

AND BE IT FURTHER ENACTED that when any tobacco shall be refused by the inspectors, the proprietor thereof shall be at liberty to separate the good from the bad but if he refuses or neglects to do so within one month of such refusal, the inspector shall employ one of the pickers attending the warehouse to pick and separate refused tobacco, and give the owner credit for so much thereof as shall be found merchantable after paying the pickers one tenth part of the quantity saved. And the inspectors shall cause the tobacco which shall by them be judged unfit to pass to be burnt under the penalty of forty shillings for every failure to the former recoverable with costs before any Justice of the County where in such warehouse shall lie.

AND BE IT ENACTED that where any tobacco shall be brought to any of the said warehouses for the discharge of any public or private debt or contract the said inspectors or one of them, after they have reviewed examined and weighed the said tobacco according to the directions

directions of this Act shall be obliged to deliver to the person bringing the same as many receipts under the hands of the said inspectors as shall be required for the full quantity of tobacco received by them in which shall be expressed whether the tobacco so received be sweet scented or Oronoko stemed of which receipt shall be in the form following, to-wit.

River number Warehouse the
day of 178
Received of pounds of transfer tobacco to be delivered on demand to him or his order.

AND BE IT FURTHER ENACTED that from and after the passing of this Act, if any inspector shall presume to deliver any tobacco in his Warehouse without order from the owner or proprietor of such tobacco every inspector so offending and being thereof duly convicted in the Superior Court shall be incapable of serving ever after as an inspector in this State and moreover shall be liable to the penalty of fifty pounds.

AND BE IT ENACTED that no inspector shall accept or receive, directly or indirectly any gratuity, fee, or reward, for anything by him to be done in pursuance of this Act, other than his said allowance by this Act, such inspector being thereof convicted shall forfeit and pay the sum of one hundred pounds to be recovered

ered with costs, by any person who will inform or sue for the same.

AND BE IT ENACTED, That if any person hereafter shall make any fire within any public Warehouse or within fifty yards of such Warehouse, other than in a room for the use of the inspectors, such person if a free man shall for every such offence forfeit ten pounds to be recovered with costs by information, to the use of the informer and if a servant or slave he or she shall by order of some Justice of the peace, receive on his or her bare back twenty lashes for every such offence.

AND BE IT ENACTED, That he or they shall be adjudged a felon and not have benefit of Clergy, who shall forge or counterfeit alter or erase the stamp or receipt of any inspector or inspectors or shall cause or procure such stamp or receipt to be forged or counterfeited altered or erased, or shall aid or assist in forging or counterfeiting altering or erasing such stamp or receipt, or shall have in his custody or possession, any inspectors stamp or receipt which shall have been altered or erased knowing the same to have or erased and shall not discover such altered or erased stamp or receipt to two Justices of the peace within five days after they or either of them shall have come to his or their possession, or caused to be exported any hogshead or cask of tobacco stamped with forged

forged or counterfeited stamp or shall receive or demand tobacco of an inspector upon any forged or counterfeited altered or erased stamp or receipt, knowing the same to be forged or counterfeited or shall put or pack or cause to be put or packed into any hogshead or cask stamped by an inspector any tobacco whatsoever, or shall draw or take out or cause to be taken out any stave or staves plank or heading board of any hogshead or cask of tobacco so stamped as aforesaid after the same shall have been delivered out of any of the public Warehouses aforesaid.

AND BE IT ENACTED that if any inspector or inspectors shall give deliver or issue to any person whatsoever his or their receipt expressed to be for any hogshead or cask of tobacco which they have not actually received into the warehouse whereof they are inspectors at the time of giving such receipt, or shall give deliver or issue more than one receipt for any hogshead or cask of tobacco by him or them received except where authorized by law so to do, such inspector or inspectors being thereof convicted by due course of law shall be adjudged a felon, and shall suffer death as in case of felony without benefit of clergy.

AND BE IT ENACTED that if any inspectors receipt be actually lost mislaid or destroyed the person or persons entitled to receive the tobacco by virtue of any such receipt shall

shall make Oath before any Justice of the peace of the County where the same is payable, to the number and date of every such receipt to whom and where payable and for what quantity of tobacco the same was given and that such receipt is lost mislaid or distroyed and that he she or they at the time such receipt was lost mislaid or destroyed was lawfully entitled to receive the tobacco therein mentioned and shall take a Certificate thereof from such Justice and upon producing a certificate thereof, the inspectors who signed such receipt and lodging the same with them the inspectors shall and are hereby required and directed, to pay and deliver to the person obtaining such certificate the tobacco for which any such receipt was given; if the same or any part thereof shall not have been before by them paid by virtue of the said receipts and shall be thereby discharged from all actions suits and demands on account of such receipts and if any person shall be convicted of making a false oath or producing a forged Certificate in the case aforesaid such person shall suffer as in case of wilful and corrupt forgery.

AND BE IT FURTHER ENACTED by the authority aforesaid that any inspector who shall presume to carry or consent to be carried away any hogshead or cask of tobacco or any other tobacco with an intent to prize or have the same inspected in another State shall forfeit and pay the sum of twenty five pounds for every

every nine hundred and fifty pounds weight so carried out of this State which may be recovered with costs in the Superior Court of the County where such offence is committed one half to the informer the other half towards repairing the Warehouses, to purchase sufficient locks and bolts and what may be necessary to secure the said Warehouses and to erect, some proper place made of brick to burn all tobacco that shall be refused and that any person attempting to carry away from such Warehouse after being refused any tobacco shall forfeit and pay for every hundred pounds weight so taken away three pounds.

AND BE IT ENACTED that said inspectors are hereby authorized and required under a penalty of fifty pounds to be appropriated as aforesaid to burn all tobacco by them refused and may be recovered by any person who will sue for the same.

AND BE IT FURTHER ENACTED by the authority of the same that this Law shall commence and be in force from and after the first day of June next and that every Act or Acts that comes within the purview of this Act are then repealed.

Signed by order of the House

JOSEPH HABERSHAM, Speaker.

Savannah February 21st. 1785.

(State

(State Archives.)

AN ACT

For the regular establishment and support of the public duties of Religion

AS THE KNOWLEDGE and practise of the principles of the Christian Religion tends greatly to make good Members of Society, as well as good Men, and is no less necessary to present, than to future happiness, its regular establishment and Support is among the most important objects of Legislature determination; And that the Minds of the Citizens of this State may be properly informed and impress'd by the Great Principles of Moral obligation and thus be induced by inclination furnished with opportunity, and favoured by Law to render Public religious honors to the Supreme Being.

BE IT ENACTED by the Representatives of the freemen of the state of Georgia in General Assembly met.

AND IT IS HEREBY ENACTED by the Authority of the same that in each County of this State which contains thirty heads of familys, there being duly chosen and appointed a Minister of the Gospel who shall on every sunday Publickly explain and Inculcate the great doctrines and precepts of the Christian Religion as opportunity shall offer- at such place or places

places as the heads of Families or a Majority of them, shall think best suited to advance the cause of Religion and the good of the People within said County:

AND for the encouragement of persons of Known and approved Piety and Learning to devote themselves wholly to so sacred an employment

BE IT FURTHER ENACTED by the Authority aforesaid that of the public tax from time to time paid into the Treasury of the state there be deducted at the rate of four pence on every hundred Pounds valuation of Property, and in the same proportion for all other taxable property which shall be appropriated and sett apart for the County from which it was received by the Treasurer for the support of religion within such County

THE mode of choosing the Minister shall be by Subscription of not less than thirty heads of Families which shall be certified by an Assistant Judge and two Justices of the peace, within the County on which the Governor shall give an order to the Treasurer to pay out of the Money appropriated to the support of Religion in said County to the person so chosen as their Minister according to the valuation of the property of such Subscribers in the return of the County, A Certificate from the Justices aforesaid, with an order from the Governor, shall be the Mode of

of obtaining each yearly Payment; and unless it is drawn out of the Treasury in manner aforesaid, within one year after it is so received by the the Treasurer it shall revert to the common funds of the State for the customary expenditures of Government,

WHENEVER the number of Inhabitants in any County is so much increased as to dispose them to bear a greater expence for ther better accommodation, and they are desirous of being made seperate and distinct congregations the same shall be set forth by a Petition of not less than twenty heads of familys, to the General Assembly, and on their being sett off as a seperate Parish. they shall be entitled to a Dividend of the money of the said County in proportion to the valuation of their Property, in the return of such County, such proportion to be drawn out of the Treasury in the manner before pointed out.

AND BE IT FURTHER ENACTED by the Authority aforesaid that all the different sects and Denominations of the Christian religion shall have free and equal liberty and Toleration in the exercise of their Religion within this State.

PROVIDED ALWAYS that nothing in this Act shall extend, or be construed to extend, to effect or in any wise injure any of the Funds, subscriptions or any public Monies, which have been

been or may hereafter be appropriated for the support of any religious societies whatever within this State, And all religious societies heretofore formed are hereby confirmed and established in all usages rights, Immunities and privileges they usually had held or enjoyed.

Signed by order of the House of Assembly at savannah the Twenty first Day of February 1785.

JOSEPH HABERSHAM

Speaker - -

(State Archives.)

AN ACT

For imposing a Tax on the Inhabitants of the State of Georgia and other Persons holding Property real or Personal therein for the use and support of the Government thereof from the first day of January to the Thirty first Day of December. in the Year of our Lord one Thousand seven hundred and Eighty five.

WHEREAS it is expedient that a sum should be raised. for the purpose of discharging the Debts of this State. and for defraying the expences of Government.

BE

Tax Act.

BE IT THEREFORE ENACTED. by the Representatives of the Freemen of the State of Georgia in general Assembly met and by the authority of the same, That a tax of Four shillings for four hundred Pounds value of all Lands within. this State granted to, or surveyed for any Person as such Land, and the Buildings and Improvements thereon shall be estimated at; shall be Levied on the same according to the Following Mode.

Viz^{t}—

All Tide swamp (Including Islands) cultivated and uncultivated of the first quality shall be rated at per Acre.....	4:	17.	6
Ditto of the second quality 3: 0: 0. ditto of the Third quality.....	1:	17.	6
All Pine barren Lands adjoining such swamp or contiguous thereto and within three Miles of water carriage at.....	:	15.	–
All prime Island Swamp cultivated and uncultivated at an average of.....	3:	7.	6
Ditto of the second quality 1: 17: 6 ditto of the third quality.....	:	15	:
Pine barren Lands adjoining or contiguous thereto at.....	:	7.	6
Salt Marsh.....at .	:	3:	9
High river swamp or low grounds (including Islands) cultivated and uncultivated including such as are commonly called second low grounds lying above Abercorn and as high as the Mouth of McBean's Creek. on Savannah River of the first quality.....	2:	12:	6

Ditto

Ditto of the second quality	1:	10:	–
Ditto of the third quality	:	15:	–
High river swamp or low grounds (including Islands) cultivated and uncultivated including such as are commonly called second low grounds lying above McBeans Creek and as high as the Mouth of Raes creek. of the first quality at	3:	15:	0
Ditto of the second quality	2:	12:	6.
Ditto of the third quality	1:	2:	6.
High river swamp (including Islands) cultivated and uncultivated from the Mouth of Raes Creek to the Mouth of Broad River lying on the river Savannah of the first quality at	2:	1:	3:
Ditto of the second quality	1:	2:	6.
Ditto of the third quality	0:	7:	6.
All good Oak. and Hickory Land (including Islands) cultivated and uncultivated from the Mouth of Raes Creek to the Mouth of broad river within one Mile of the River Savannah. of the first quality at	0:	15:	0
Ditto of the second quality	0:	7:	6
Ditto of the third quality	0:	3:	9
All good Oak. and hickory Land (including Islands) Cultivated and uncultivated from the Mouth of broad river up the Savannah river within one mile of the same and along the Northermost stream thereof (commonly called Keowee to the			

marked

marked Line on the said stream of the first quality at	0:	11:	3:
Ditto of the second quality 5: 7½ ditto of the third qual'y	0:	2:	7½
All good Oak and hickory land including Islands cultivated and uncultivated from the Mouth of Tugaloe River to the said marked line of the first quality at	0:	11:	3
Ditto of the second quality	0:	5:	7½
Ditto of the third quality	0:	2:	7½
All good oak. and hickory land including Islands Cultivated and uncultivated from the mouth of Broad river to the said mark'd line or head thereof of the first quality at	0:	11:	3
ditto of the second quality	0:	5:	7½
ditto of the third quality	0:	2:	7½
All high river swamp or low grounds (including Islands) cultivated and uncultivated including such. as are commonly called second low grounds lying above the mouth of Canouchee Creek to the mouth of buck head Creek. on the river ogeechee of the first quality at	0:	18:	9
Ditto of the second quality	0:	11:	3
Ditto the third quality	0:	3:	9
All good Oak. and Hickory land (including Islands Cultivated and uncultivated. from the mouth of buck head Creek to the head of Ogeeche River of the first quality at	0:	15:	0
Ditto of the second quality	0:	7:	6.

Ditto

Ditto of the third quality.....	0:	3:	9.
All high River swamp. or low grounds including Islands) cultivated and uncultivated including such as are commonly called second low grounds from Cathead. on the river Alatamaha to the Mouth of oconee River of the first quality at.....	1:	2:	6.
Ditto of the second quality.....	0:	11:	3
ditto of the third quality.....	0:	3:	9.
All high river swamp or low grounds (including Islands) cultivated and uncultivated including such as are commonly called second low grounds from the mouth of the Oconee River along the Northern and southern streams or up to the Marked line of the first quality at.....	1	10:	0.
Ditto of the second quality.....	0:	15:	0
Ditto of the third quality.....	0:	3:	9
All Oak and Hickory land (including Islands) above the flowing of the Tide on all the rivers from Cathead on the river Alatamaha to the river Saint Marys inclusive to the marked line of the first quality at.....	0:	7:	6.
Ditto of the second quality.....	0:	3:	9
Ditto of the Third quality.....	0:	1:	10½
All other Oak and hickory land throughout the State of the first quality at.....	0:	11:	3
Ditto of the second quality.....	0:	5:	1½
Ditto of the third quality.....	0:	2:	7½

All

All other Pine lands throughout the State	0:	1:	10½
All Lands on the Sea Islands or lying on or contiguous to the sea Shore usually Cultivated or capable of Cultivation in Corn or Indigo of the first quality at	2:	5:	–
Ditto of the second quality at	1:	2:	6
Ditto of the Third quality at	0:	11:	3

AND BE IT ENACTED by the Authority aforesaid that the sum of four shillings and Eight pence shall be levied on all free Male white Persons from the Age of twenty One Years and upwards who are entitled to vote at Elections in this State — And the sum of two shillings and four Pence on all Negroes and other slaves whatsoever within the limits of the same.. = And the sum. of Four shillings for every One hundred Pounds Value of every Lot Wharf or other Lands; and on all buildings within the limits of any Town Village. or Borough. in this State. and the sum of Nine Shillings and four Pence upon every four wheeled and the sum of four Shillings and eight Pence upon every two wheeled Carriage except Waggons, Carts and Drays, And the sum of one Pound one Shilling and Nine Pence upon all free Negroes, Mulottes and Mustizoes from twenty One, to sixty years of Age, over and above any taxable property they may be possessed of — And the sum of. four Shillings for every one hundred Pounds upon every Persons

Stock.

Stock. in trade of Persons. in trade Shop keepers and others to be given in upon Oath = And the sum of one pound one shilling and Nine Peace on every Practitioner of Physic and Law = And the sum of one Pound one Shilling and Nine Pence. on all Factors Brokers and Vendue Masters throughout this State.

AND BE IT FURTHER ENACTED by the Authority aforesaid that in case any Difficulty shall arise in the mind of any Person with respect to the classing his Land or valuing his Buildings then and in that case. it shall and may be lawfull for such Person to call in three freeholders who shall value and class the same and their Certificate shall be received by the Receiver as the value and respective classes of the same. Provided it shall appear to the Receiver that such freeholders have been qualified by a Magistrate for that purpose-

AND BE IT ENACTED by the Authority aforesaid that all. Male persons of twenty one years holding uncultivated lands in this State. who shall have been absent from the same for one year immediately preceeding the time of Making a return shall be doubly Taxed, that is to say that the sum of Eight Shillings for every One hundred Pounds Value of all lands within this state shall be levied on all such property by the Collectors herein after. particularly named, PROVIDED nevertheless that no member

ber of Congress or any other person sent from without the limits of the State. by Public Authority shall be subjected to the foregoing tax. AND PROVIDED also. that if any Person or Persons who shall be Citizens and residents in any one of the United States shall. cultivate. and. improve the Lands which he or they hold in this State at the rate of three Acres for every hundred Acres thereof the same shall be deemed. a sufficient cultivation and improvement to excuse him or them from the double tax within the meaning of this Act. — A double tax shall also be paid for all. uncultivated lands held by any one individual over, and above two thousand Acres but a Cultivation and Improvement as aforesaid at the rate of three Acres for every hundred Acres or each particular Tract or body of Lands within the same lines shall be deemed sufficient to excuse the owner of such land from the said double tax:

AND BE IT ENACTED. by the Authority aforesaid that the Mode of collecting the taxes shall be as follows Each County shall be considered as divided into Districts which shall. be the same as are now laid off. for the several Companies of Militia in each County The superior Court for such County shall appoint one Justice of the peace in each District or where there is no Justice of the Peace some other discreet Person to receive the returns of the Taxable property agreeable to this Act, and who shall

shall be intitled to receive one Pound Per centum on the amount on the amount of the tax collected in their respective Districts. —— — The Districts shall be laid out. and the receivers appointed by the Superior Courts of the County of Liberty for the Counties of Glynn. and Camden in the County of Burke for the County of Washington and in the County of Wilkes for the County of Franklin until the Superior Court can be holden in the aforesaid Counties of Glynn. Camden. Washington and Franklin— It shall be the duty of the receivers so appointed to give public notice by advertisement to the Inhabitants of the District of the time when they are to bring in their returns at least thirty days before the time appointed he shall also make. out a return including the whole so received by him and also. all the taxable property of non residents and such defaulters as neglect. or refuse to make their returns within his District and transmit the same to the Clerk of the Court of the County- The said clerk of the Court shall digest the whole into one general. return. containing a State of the Taxable Property of the whole County one copy of which he shall transmit to the Treasurer of the State; and another to the Collector of the said County appointed by this Act. and shall also enter the same in a book to be kept in his office for the free Inspection of the inhabitants The returns of the Receivers in the several Districts shall be laid before. the next Superior Court. for their inspection

inspection and the grand Jury for the County, shall Particularly express their sentiments thereon — The Collector before he enters upon the duties of his office shall give Bond. with good and sufficient security in a sum not exceeding one Thousand five hundred Pounds to his Honor the Governor. for the time being and his successors in office to be taken by the Superior Court for the County for the faithful performance of his office — and in case of the Death or refusal or neglect of such Collector to enter into such bond. then such Court is hereby authorized and required to appoint some other Person willing to accept the same who shall in manner required by this Act. enter into Bond and be vested with all the powers by this Act given to the Collectors herein appointed— The Collecter shall attend at not less than four different places within the County for the purpose of receiving the Taxes and shall give notice in each District by Public advertisement at least fifteen days before the time and place where he shall give such attendence and if any Collector shall presume to execute the said office without having given Bond. and security as aforesaid such Collector shall forfeit and pay the sum of three hundred Pounds sterling to be recovered by any Person who shall inform and sue for the same -

AND BE IT ALSO ENACTED. by the Authority aforesaid that all persons whatsoever who

who are possessed of any lands granted to or surveyed for any person or persons; Slaves Carriages. either in their own right or in the right of any other person or are liable to Pay any other Tax. by virtue of this Act shall on or before the first day of June. next render a particular account thereof in Writing upon oath or affirmation setting forth in what County the said Lands and Slaves are to the best of his or her Knowledge to the receiver in the District where such person resides, at such time and place as the said Receiver shall direct and appoint for the doing thereof so that the same be done on or before the first day of June aforesaid which Oath or affirmation shall be in the Words following I. A. B. do swear (or affirm as the case may be) that that the account which I now give in is a just and true account of the quantity and quality of the Lands, and of the number of all Slaves and riding Carriages which I am posessed of. interested in or intitled unto either in my own right or in the rights of any other Person or Persons whatsoever as Guardian Executor. Attorney agent or Trustee, or in any other manner whatever according to the best of my Knowledge information and belief and that I will give a just and true answer to all lawful. questions that may be asked. me touching the same and, this I declare without any equivocation or mental reservation whatsoever so help me God—which Oath or affirmation

the

the receivers so appointed are hereby duly authorised enjoined and required to administer.

AND WHEREAS there are divers Tracts of Land. and Slaves in this State held owner or claimed by persons not resident here who pay no Tax—or other Charges towards the Supports of the Government of this State — —

BE IT THEREFORE ENACTED by the authority aforesaid that all Attornies and Trustees. of or for any person or persons living without the limits of this State shall make due and true returns to there receiver in the Destrict where such attorney ~~or~~ Trustee lives or resides as aforesaid of all Lands or Slaves belonging to such absent persons for whom they are Attornies or Trustees, and that such Attornies or Trustees, shall be subject and liable to pay the Tax to become due by Virtue of this Act. or which is due by any former tax Acts for such Lands and Slaves out of his or their own proper Estate notwithstanding such attorney or Trustees. may renounce or disclaim acting as such. before the said Tax is levied unless such Attorney shall make Oath before the Receivers respectively that he hath Bona fide renounced his power and Attorneyship before the payment of the said Tax becomes due without having done it only with an intention to avoid the payment of the said Tax. PROVIDED ALWAYS that if such attorney shall within one

year

year next after such oath made again become Attorney or Trustee for such absent person or Act as such every such Attorney shall be liable to pay the said Tax as is herein before directed any thing here in before contained to the contrary thereof notwithstanding and for levying whereof the same remedies shall be and are hereby given as for levying the Tax, to become due by virtue of this Act. on the proper Estate of such Attorney or Trustee.

AND BE IT ALSO ENACTED. by the Authority aforesaid that in case any Tracts of Land shall be found by the Receivers to belong to any person or Persons living or residing out of the limits of this State and who have no Attorney or Attornies Trustee or Trustees legally constituted. in this State. or which have not been returned to any of the receivers appointed. for the County where the Lands lie then and in such case the receivers shall be and they are hereby authorized and required to charge the said Lands for the payment of the Tax herein imposed according to. the quantity and quality thereof and for all Taxes due by virtue of any former Tax Acts rateably and Proportionably according to the quantity of Acres as if the same were in the actual possession of some person or persons living or residing in this State and forthwith for three Successive Weeks to Publish and give Notice of such their charge and assessment in the Gazeete and in case of non payment of the said Taxes the said Lands

Lands shall thereafter be liable to be proceeded against by attachment as hereinafter mentioned.

AND BE IT ENACTED. by the authority aforesaid that the several rates and Taxes hereby rated and imposed shall be levied on the goods and chattels of the Defaulter or Defaulters by Warrant under the hands and Seal of the Collector or Collectors of the County wherein such Defaulter or Defaulters shall reside to be directed to any Constable or Constables thereof requiring him or them to levy the same by distress and Sale of the defaulter or defaulters Goods and Chattels returning to him or them the overplus if any, after deducting the charges following (Viz^{t}) for serving every Warrant of Execution One Shilling, and one Shilling in the Pound of every Pound levied and Two Pence ------ for every mile to be computed from the Dwelling House of the constable levying the same to the place of residence of every such defaulter or Defaulters and the Collectors respectively shall and may take One Shilling and six pence for every such Warrant, and in case no goods and chattels of the Defaulter or Defaulters can be found then it shall and may be lawful to and for the Collector or Collector of the county wherein any real Estate lie, and he or they is or are hereby required to belonging to such Defaulter or Defaulters shall cause an attachment to be laid under his or their

their hands and Seals on such real Estate for the amount of the said Taxes and to cause the same to be advertised in the Public Gazette for three Weeks successively at the end of which time or as soon thereafter as the Superior Court shall meet in such. County, or in case of no such court in such County then as soon as the Superior Court. shall sit in the County nearest thereto the said Collector or Collectors shall in case. the owner or owners of the said land shall still be in default. make a return thereof to the said Court., and the Jury impanelled. and sitting in the same shall be and they are hereby required (without any Imparlance being allowed) to give judgement against such defaulter or defaulters for the amount of his or their Taxes together with costs of Suit and thereafter an execution shall Issue founded on the said Judgement which shall be proceeded in by the Sheriff and a Sale made of the said Lands in the same Manner and attended with the like Costs as for any other Debt recovered by Judgment.

AND BE IT ENACTED, by the Authority aforesaid that the several persons herein after named shall be collectors for the several Counties herein after mentioned (Viz^{t}.) For the County of Chatham- Richard Wylly esquire; for the County of Liberty Gideon Dowse Esquire; for the County of Effingham Abraham Ravot Esquire; for the County of Burke Isaac Walker

Walker Esquire; for the County of Richmond, Joel Barnett Esquire; for the County of Wilkes Walton Harris Esquire; for the County of Washington. William Fitzpatrick Esquire; for the County of Franklin John Barton Esquire for the Counties of Glynn and Camden John Berrian Esquire.

AND BE IT ALSO ENACTED, by the authority aforesaid that all persons whosoever who are possessed. of any Lands or Slaves in this State in their own right or in the right of others or any ways liable to pay tax by virtue of this Act., shall pay in their Taxes to the several persons hereby appointed to receive the same on or before the first day of December next, and the Collectors shall give a receipt if required to the Person paying the same, and the said Collectors for the several Counties respectively within this State shall on or before the twentieth day of January next close their respective. accounts and deliver the same on Oath to the Treasurer for the time being and after deducting two pounds per hundred as Commissions pay the said Treasurer all such monies as shall be by such Collectors received in pursuance of this Act. — And. the said Receivers and Collectors for each County shall give an account in Writing upon oath as aforesaid of their own Lands and Slaves after the manner aforesaid to the said Treasurer and pay the

Taxes

Taxes thereon according to the Rates appointed by this Act.

AND BE IT ALSO ENACTED by the Authority aforesaid that if any person or Persons in giving in or rendering his or her accounts. of Lands or Slaves or other Taxable Property shall wilfully conceal any Part thereof all such persons shall forfeit twice the Value of the Tax for what they so concealed-

AND BE IT ALSO ENACTED by the authority aforesaid that any Person neglecting or refusing to give in his or her account of the Lands and Slaves or other Taxable property to the receivers aforesaid. respectively at such time and place as they shall appoint. agreeable to this Act or by the first day of June next at farthest he or she shall be deemed a Defaulter and shall be doubly taxed for all his or her Lands or Slaves or other Taxable Property.

AND BE IT ENACTED by the Authority aforesaid that the Taxes imposed by this Act shall be prefered to all securities and incumbrances whatever and that in case any Person shall happen to Die between the time of giving in his or her account to the said Receivers and the paying of his or her tax and any goods or Chattels of the deceased to the value of the sum so Taxed. shall come into the hands of his

or

or her Executors or Administrators or any Executors in their own wrong such Executors time before limited prior to all Judgments Mortgages or Debts whatsoever or otherwise a Warrant of execution shall Issue against the proper goods of such Executors or Administrators, And if any person between the time of rendering the account of his or her Estate to the Receiver as aforesaid and the time of paying in his or her Tax shall be about to Depart. this State the said Collector is hereby directed and required forthwith to levy the same notwithstanding the day of Payment is not already come unless such Persons will find Sureties to the liking of the Collector for the payment thereof at the time of Payment,

AND BE IT ALSO ENACTED by the authority aforesaid that all Deeds of Gift conveyances Mortgages Sales and Assignments of Lands and Tenements Goods and Chattels of any person whosoever made with an intent to avoid paying the Tax are hereby deemed and declared to be fradulent null and Void to all intents and purposes whatever And in case any Person who has Mortgaged any part of his Estate real and personal shall refuse or neglect to pay the Tax for the same The Mortgage shall be answerable and liable to pay the same provided that such Estate shall be in possession of the said Mortgage-

AND

AND BE IT ENACTED by the Authority aforesaid that the Treasurer for the time being be and is hereby empowered and required to grant Executions against all former Collectors of Taxes provided the same are not paid into the Treasury on or before the first day of May next. and against all collectors of the present Tax. hereby imposed if the same shall not be paid on or before the time is elapsed for paying the same And if any Collector or Treasurer or other person shall be sued for any matter or thing by him or them done in the execution of this Act it shall and may be lawful for such person or persons to plead the general Issue and give this Act and the special matter in evidence And in case Judgment shall be given for the Defendent or Defendants or the Plaintiff shall suffer a non Suit or discontinue. his Action the said Defendent or Defendents shall recover Costs of Suit.

AND BE IT ENACTED. that any Person liable to Pay tax shall be at liberty to discharge one half of his or their Tax in Audited Accounts or Certificates and the Treasurer is hereby directed to receive the said Moiety or one half in Audited Accounts or Certificates from the Collectors of said Tax.

By order of the House

JOSEPH HABERSHAM

Savannah 21st: February 1785. Speaker.

(State

Safeguarding Investment of Foreign Capital.

(State Archives.)

AN ACT.

For the Security of Foreigners who May lend Money at Interest, on real. Estates.

WHEREAS the borrowing of Money on In terest from Foreigners, May benefit this State; and it is but reasonable, that any Foreigner lending Money should be secured, on real Estates by Way of Mortgage, and at liberty to institute, suits for the recovery of all sums as well principle as Interest so loaned.

BE IT ENACTED by the representatives of the freemen of the State of Georgia in General Assembly met and by the Authority of the same, that it shall and may be lawful, for every and all Persons being Aliens to lend Money, at an annual Interest of seven Per Centum on free hold or Lease hold Security by way of Mortgage, on any Estate, within this State and such money whether the Kingdom or State of which such money lender is a Subject or alien shall be at Peace, or in War with the United States. to recover Sue, for by Attornies, or otherwise in the Courts of this State, and where Judgment is obtained, execution shall be awarded, for the sale of such Mortgaged premises for payment of the Debt, and Interest due thereon with costs of suit, as is common with the Citizens of this State (except such Foreigner being entitled to the

the right of entry or actual possession of any such Mortgaged, premisses by purchase or by any Process. for foreclosing any equity of redemption by order of any Court. whatever; any law. or custom to the contrary Notwithstanding.

AND BE IT FURTHER ENACTED that this Act, shall be and is hereby declared, to be a public Act, and. shall be Judicially taken notice of as such in the Courts of Record, in this State.

SIGNED by order of the House of Assembly at Savannah the twenty first day of February 1785.

JOSEPH HABERSHAM Speaker.

(State Archives.)

AN ACT

For better regulating the Town of Savannah and the Hamlets thereof; and appointing Commissioners for regulating the Town of Sunbury.

WHEREAS The Town of Savannah and the Hamlets thereof, require regulation, and although there are several beneficial Laws for that purpose, yet it is necessary the substance of those Laws should be comprised in the present Act, the better to be carried into effect: Be IT THEREFORE ENACTED by the Repesentatives of the Freemen of the State of Georgia in General Assembly met and by authority of the same, that the Commissioners herein after named and appointed, shall and they are hereby fully empowered and authorized to assemble and meet, when, and at such time as may be agreed upon by them, or a Major part of them, for the purpose of carrying this Act into Execution in manner and form and as is herein pointed out.

BE IT ENACTED that from and after the passing of this Act, it shall and may be lawful to and for the said Commissioners, or any three or more of them, at any meeting to be held in pursuance of this Act, to appoint a Clerk and Scavenger,

Scavenger, with such Allowance as shall be adjudged reasonable by the said Commissioners, or the Major part of them.

THAT it shall and may be lawful to and for the said Commissioners, or any three or more of them, yearly and every year, or oftener if occasion shall require, to make, lay and Assess, one or more rate or rates, Assessment or Assessments, upon all and every Person or Persons who do or shall inhabit, hold, use, or occupy, possess or enjoy any Lot, ground house, warehouse, building, tenement, or hereditament, in any square, street, or place, within the limits of the Town of Savannah, aforesaid Ewensburgh, Trustees Gardens, and Yamacraw, or any of the Hamlets to the said Town belonging, for raising such competent sum or sums of money as the said Commissioners or any three or more of them, shall in their discretion, Judge necessary for and towards defraying the expence of carrying this Act into Execution; and in case of refusal to pay such rate and Assessment, the same shall be levied and recovered in manner herein after directed.

THAT immediately from and after appointing a Scavenger aforesaid, the said Scavenger is hereby directed and impowered to go round the said Town, and inspect the several streets, lanes, and squares, therein, at least once in every week, and to give notice to the owner, lessee or possessor, of any and every Lot, or his

or

or their Attorney, in any of the said Streets, squares, or lanes, where it shall appear any rubbish, dirt, ashes, stable litter, dung, dead animal, or any other offensive thing, is laid or lying in any of the said streets, squares, or lanes, adjoining to or before the extent of such Lot, immediately to remove and lay the same in such place or places as the Commissioners, or any three of them, shall from time to time order and direct, and upon his, her, or their neglect or refusal so to do, within four days after notice so given, the said Scavenger shall report such neglect to the Commissioners appointed by this Act, or any three of them, and the person or persons so neglecting or refusing shall forfeit and pay a sum not exceeding ten shillings sterling; and the said Commissioners or any three of them, are hereby empowered and directed to hire and employ or cause to be hired and imployed, labourers, Carts, horses, and other utensils, to remove the same, the expence whereof to be paid by the person or persos so neglecting or refusing; and the expence together with the penalty as aforesaid, shall be levied and recovered by warrant of distress and sale of the offenders goods, under the hands and seals of the said Commissioners, or any three of them.

THAT if any Person or Persons whatsoever shall throw or lay, or negligently permit his servant or slave to throw or lay, any rubbish, dirt, ashes, Stable litter, dung, dead animal, or any

any other offensive thing in any of the squares, streets, or lanes, within the said Town of Savannah; Ewensburg, Trustees gardens and Yamacraw or any of the Hamlets to the said Town belonging or before or adjoining the extent of the Lot or Lots belonging to any person, or any of the public Lots such person or persons so offending shall upon information and conviction thereof before any three of the said Commissioners forfeit and pay for every such offence ten shillings sterling to be recovered as herein directed and shall moreover be subject to the several pains and penalties by this Act before inflicted in case the same be not removed within four days after such conviction; and in case any person or persons who shall remove any such rubbish, dirt, ashes, stable litter dung, dead animal or other offensive thing and shall not lay the same in such place or places as the Commissioners or any three of them shall from time to time order and direct such person or persons shall be deemed Offenders against this Act and shall be liable to the same fines and penalties as if the same had never been removed.

THAT all owners, possessors, or lessees of any lot or Lots in any square, street or lanes within the said Town on which any necessary house or Privy, now is or hereafter may be erected shall within twelve weeks after the passing of this Act or after notice to him or them given

given sink the same at least six foot below the surface of such Lot, under the penalty of a sum not exceeding eight Pounds Sterling and the like penalty for every three months he shall thereafter neglect or omit to sink the same to be recovered and applied as in and by this Act directed and the aforesaid Scavenger is hereby directed and empowered to give such notice where the same may be necessary and to inform the Commissioners of every Defaulter against this Act.

THAT if any person or persons shall kill, or cause to be killed, or slain any neat Cattle, Sheep or Swine within the limits of the said Town of Savannah other than for the use of his or her own private family, shall for every such offence forfeit and pay a sum not exceeding eight Pounds Sterling to be levied by distress and sale of the offenders goods as herein directed.

THAT from and after the passing of this Act it shall not be lawful for any person or persons to keep any Hogs in the said Town of Savannah unless the same be confined within the fence of the owners thereof; and all hogs that shall at any time be found straying or going at large in any of the streets, squares or lanes of the said Town the property of any person whatsoever shall be deemed a public nuisance and may be killed or taken away by any person or persons whatsoever, nor shall any person killing

or

or carrying away any such Hogs be liable to any suit or Action upon account thereof.

THAT if any person or persons after the passing of this act shall run or Gallop any horse mare or gelding within any part of the Town of Savannah the person or persons so offending shall forfeit and pay for every such offence a sum not exceeding ten shillings sterling to be recovered by the Commissioners or any Justice or Justices of Chatham County as other fines by this Act inflicted, or directed, or if any negro or other slave shall be guilty of the like offence he shall receive by order of the said Commissioners or any three of them or any Justice of the peace not exceeding thirty nine lashes on the bare back, which punishment shall be carried into execution by any Constable to whom the Offender shall be given in charge for that purpose.

THAT every possessor of any house or part of any house in the Town of Savannah or Hamlets thereunto belonging shall sweep or cause to be swept every Chimney in his or her possession at least once in every month on pain of forfeiting for every such neglect the sum of ten shillings sterling to be levied and recovered by distress and sale of the offenders goods, by warrant under the hands and seals of the said Commissioners or any three or more of them, or by warrant under the hand and seal of any Justice of the peace for the said County of Chatham and

and in and in case any Chimney in the said Town of Savannah or Hamlets thereunto belonging shall take fire, then and in every such instance, it shall without farther inquiry be adjudged that such Chimney took fire for want of being swept, and the person possessing the House or part of the house in which such Chimney is, shall for every such offence forfeit five Pounds like sterling money to be levied and recovered in manner last above mentioned.

THAT all penalties and forfeitures by this Act incurred the manner of recovering whereof is not particularly directed, shall be levied by distress and sale of the Offenders goods and Chattels (together with costs of the summons, conviction and other proceedings) by warrant under the hands and seals of the said Commissioners or any three or more of them, or under the hand and seal, or hands and seals, of one, or more Justice or Justices of the peace for the said County of Chatham; which warrant they are hereby respectively empowered and requird to grant upon the information of one credible witness, or witnesses upon oath (which oath the said commissioners or either of them or any Justice aforesaid are hereby empowered and required to administer) and the penalties and forfeitures when recovered after rendering the overplus (if any be) when demanded, to the party or parties whose goods and Chattels shall be so distrained and sold (the charges of such distress

distress and sale being first deducted) shall be paid to the said Commissioners or any three or more of them and shall be applied for and towards the uses and purposes of this Act, in such manner as the monies arising from the rates and Assessments herein before mentioned is directed to be applied; and in case sufficient distress cannot be found and such penalties and forfeitures cannot be paid it shall and may be Lawful for the said Commissioners or any three or more of them or for any Justice or Justices of the Peace as aforesaid and he or they is, and are hereby authorised and required, by warrant under his and their hands and seals to commit such offender or offenders to the common goal of Savannah for any term not exceeding one calendar month, or untill such penalties or forfeitures shall be paid. To prevent, as far as may be the Houses in the said Town of Savannah and the Hamlets thereof from being destroyed by fire;

BE IT FURTHER ENACTED by the authority aforesaid that the said Commissioners or a majority of them, shall and they are hereby authorised to produce within twelve months a sufficient number of leather fire bucketts to be deposited and kept in the dwelling, or outhouse of any house holder in the said Town of Savannah and the Hamlets thereof, in proportion to the number of fire hearths, in each house, the expence whereof, shall be paid by Assessment

ment in proportion, and to be levied in manner and form aforesaid, and the Owner or owners of such House or Houses shall provide a sufficient ladder fit for use, in case of fire suitable to the length of the House, and every person not provided with such sufficient lader, or keep in good order the fire buckets deposited with him, her or them shall pay a fine of ten shillings for every neglect to be recovered in manner and form aforesaid.

AND THAT it shall be lawful to and for the said Commissioners or a majority of them to cause to be repaired the public wells in the said Town of Savannah already sunk, and cause such others to be sunk in the said Town as shall be deemed necessary; the expence whereof shall be defrayed in part out of the fines, forfeitures or Assessments intended by this act, and out of any other fund already appropriated for that purpose.

AND to the end that the Public Market of said Town of Savannah be kept in good order: BE IT FURTHER ENACTED that the majority of them shall and they are hereby vested with full power and authority to grant the right of the said Market to any person or persons his Heirs or Assigns for the term of five years, who will undertake to repair or rebuild the said Market on any plan to be agreed upon by the said Commissioners or a majority

of

of them; and such person or persons so contracting to repair or rebuild the said Market his Heirs or Assigns shall be entitled to all the Priviledges, arising from the rent of the stalls or other use thereof during the said term of five years except such fees as are allowed to a clerk of the said market, AND PROVIDED the general regulations mentioned in the several acts of assembly relative to the said market shall not be contravened, but in general adopted, and so as the same be not repugnant to this act anything to the contrary notwithstanding.

AND BE IT FURTHER ENACTED that the commissioners herein after named or a majority of them shall and they are hereby vested with full power and authority immediately after the passing of this act to let, lease or rent at public sale the lot of land containing sixteen acres called the Spring Westward of the said Town of Savannah granted for public uses for a term not exceeding ten years either in the whole, or in parts, as they may see fit: AS ALSO to lease or rent for a term not exceeding three years at one time the building commonly called the Watch, Vendue house or or exchange to the best bidder or bidders at Public sale for the aforesaid premises during the respective terms herein before mentioned concerning the same. And the monies annually arising therefrom shall for the first year be applied to the carrying this Act into Execution and afterwards

wards be paid into the Treasury subject to the order of the Legislature; And in all proceedings whatsoever relating to the Execution of this Act an inhabitant shall be admitted to give evidence notwithstanding such inhabitant is charged in any rate or Assessment made by virtue of this Act.

AND BE IT FURTHER ENACTED by the Authority aforesaid That William O Bryen, Richard Wylly, William Stephens, Peter Bard and Samuel Stirk Esquires are hereby nominated and appointed Commissioners of the said Town of Savannah, Yamacraw, Ewensburgh, Trustee's Gardens, and the Hamlets thereof, and are hereby, and a Majority of them are hereby vested with full power and authority, to carry all and every clause, matter and thing relative to this Act into Execution and full effect; and in case of refusal to act, death, or absence of any of the Commissioners aforesaid, or any others appointed by this Act such Vacancy shall be filled up by his honour the Governor in council.

AND BE IT FURTHER ENACTED, that all offences against this Act shall be sued for within three months, and not afterwards; and the Commissioners herein appointed, and all officers to be by them appointed for the purposes aforesaid, are hereby indemnified, for all acts and things they may do, or cause to be done by virtue hereof.

AND

AND BE IT FURTHER ENACTED by the authority aforesaid that Joseph Habersham, Joseph Clay, George Houstoun, William O Bryan and Leonard Cecil be, and they are hereby appointed Commissioners to carry into effect a resolve of the House of Assembly passed the Twenty-first day of February, in the year of our Lord one thousand seven hundred and eighty-four for erecting and establishing an Hospital near the Town Savannah for the reception of sick Seamen. And the said Commissioners are hereby vested with full power and authority to raise by lottery a sum not exceeding 500 (five hundred Pounds) for carrying the same into effect. And the said Commissioners are hereby vested with full power and authority to appoint a Physician & Surgeon and other officers and persons necessary to attend to and take care of such Seamen as may be received in the Hospital and to make such other regulations as they may think necessary for the internal Government of the same untill the Legislature shall pass a Law for that purpose.

AND BE IT FURTHER ENACTED by the authority aforesaid that the said Commissioners shall have full power and authority to draw for and to appropriate for the use and benefit of the Hospital any sum, or sums of money that may have been or hereafter may be received for that purpose, agreeable to an Act passed the

the twenty-sixth day of Fubruary in the Year of our Lord one thousand seven hundred and Eighty four.

AND for the better regulating Vendues in Savannah BE IT ENACTED That from and immediately passing this Act every Person and Persons, applying, or that have applied, and now follow the Vendue business shall previous to being allowed to follow the same, take the following Oath or affirmation "I A. B. do "solemnly and sincerely swear, that I will "faithfully execute and follow the business or "occupation of a Vendue Master and Broker "and that on sale days I will knock off the "property to the highest bidder, in which I "will not intermeddle either directly or indi- "rectly for my own benefit other than my usual "Commission."

AND BE IT FURTHER ENACTED that Mondays and Fridays shall be and they are hereby declared Vendue days for the Town of Savannah; and no public Vendue shall be had or held on any other day in the said Town on penalty of such Vendue Masters forfeiting his Vendue commission.

AND BE IT THEREFORE ENACTED that any Vendue Master or other person exposing or causing to be exposed any Goods, Wares or merchandize on any day or days or shall expose or cause to be exposed on any other days or

days

days other than herein allowed shall forfeit the Goods, wares and Merchandize so exposed two thirds to the use of the State and one third to the informer.

AND BE IT FURTHER ENACTED that all Vendue Masters for the town of Savannah shall and they are hereby required to account upon oath weekly with the Treasurer for all goods, wares, and Merchandizes vendued by them each Preceding Week under penalty of twenty five Pounds, and shall pay or cause to be paid to the said Treasurer or his order the duties or tax due thereon agreeable to the regulation of this Act and on default neglect or refusal of the same the said Treasurer is hereby empowered to issue his warrant directed to any Lawful or acting Constable directing him within ten days to seize and levy so much of the offenders goods as will satisfy the same.

AND BE IT FURTHER ENACTED that the duties hereafter to be collected by the said Treasurer for the Vendue Business aforesaid shall be five per Centum on all goods, wares, and merchandise so exposed, PROVIDED NEVERTHELESS that any Merchant or merchants leaving Off trade or about depart the State and wishing to sell his or their stock shall be and they are hereby allowed to Vendue the same in their own Store, Shop or warehouse duty free; PROVIDED ALSO that such Merchant shall have been a resident of and have followed

followed Trade for six months theretofore and shall make oath before the Governor and Council of his or their being solely concerned therein.

AND THAT nothing herein contained shall extend to sales by Sheriffs or Constables in virtue of their Office or the sales of any Individual- of his or her estate AND BE IT FURTHER ENACTED that John Baker, John Hard and Adam Alexander shall be and they are hereby appointed Commissioners for regulating the Town of Sunbury, agreeable to the tenor of this Act, so far as the same can be adopted, to the particular situation of the said Town.

Signed by order of the House of Assembly at Savannah the twenty first day of February 1785.

JOSEPH HABERSHAM

Speaker.

(State Archives.)

For amercing certain persons therein named, and admitting others to the rights of Citizenship; and for other purposes therein Mentioned.

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Savannah 21st: February 1785

(See Revolutionary Records of Georgia, Vol. I, P. 611.)

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(State Archives.)

AN ACT

To amend and alter some parts, and Repeal other parts of the several Land Acts in this State. — -

WHEREAS it hath become necessary to make some alterations in the several Land Acts of this State, BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia in General Assembly met, and by the authority of the same, That from and after the passing of this Acts, all such Lands as remain unsurveyed, or not taken up by some person or persons under a lawful Warrant for that purpose in the Counties of Washington, and Franklin, shall be and the same are hereby declared to be put upon the following footing, that is to say the said Lands shall be granted out to any person or persons, applying for the same in the like manner, by the like rights, and under the like restrictions as are pointed out for disposing of Lands under the Land Act passed on the seventeenth day of February in the Year of our Lord one Thousand seven hundred, and eighty Three, and the Supplemental Act thereto, passed on the first day of August in the Year of our Lord one Thousand seven hundred and eighty Three, except only, that the person or persons applying

for

for and obtaining such Lands, as far as the quantity of one Thousand Acres, shall not be liable or obliged to pay any purchase Money or consideration for the same, office fees only excepted, PROVIDED notwithstanding that for all Lands heretofore surveyed, by virtue of an Act intitled "AN ACT FOR OPENING THE LAND OFFICE, AND FOR OTHER PURPOSES THEREIN MENTIONED, the owner, thereof shall pay the valuation of said Lands agreeable to said Acts.

AND BE IT FURTHER ENACTED. by the Authority aforesaid, that all other vacant Lands in the Counties of Chatham Effingham, Burke, Richmond, Wilkes, Liberty, Glynn, and Camden, shall be, and the same are hereby directed to be granted, out in the same manner, as is before mentioned, in respect to the said Counties of Washington and Franklin, that is to say, on head rights gratutiously, as far as the quantity fixed by Law., and without any purchase Money or consideration for the same; PROVIDED, also that such person, so applying, shall take the following Oath or affirmation. "I, A. B. do Solemnly and sincerely swear, "(or affirm as the case may be) that the heads "rights delivered in by me are just and true, "and that I have not, nor hath any Person for "me, or in my Name, taken up or located the "head right, or head rights of my family now "applyed for, either in this or any Other

"County

"County within this State; nor have I, or any "other person for me, disposed of or Sold the "same, so as the head rights of my family may "be illegally obtained.

AND BE IT FURTHER ENACTED. that at any time hereafter, if any person or persons, convicted of having acted contrary to the above Oath, after having taken the same, exclusive of the Pains and penalties annexed to Perjury, shall forfeit the Land so fradulently obtained, and the same shall be from thence considered as revested in the State, And that no Person or persons, applying shall obtain any Warrant, survey or grant, unless for himself or themselves, or for his, her, or their own family or families. AND that any Person or persons who shall obtain Lands under and by virtue of this Act, shall, in eighteen Months thereafter, settle on, and cultivate three Acres, for every hundred Acres of the same; and in case of non compliance, he, She, or they, shall be subject to treble tax for said Lands

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Justices of the peace for the Counties of Washington and Franklin shall in future form a Land Court, and shall grant Lands, try Caveats, and, otherwise proceed, in the Same Manner as the Justices do in the other Counties of this State, and shall in all respects have the same powers committed to them over the County Surveyors, and

and others concerned in the Land business, as the said other Justices have,

AND BE IT FURTHER ENACTED, by the Authority aforesaid, that in case any Surveys have been made, or grants obtained, for any Lands lying, or being without or beyond the lines of some one of the Counties of this State already laid out all and every such Survey or grant, shall be considered as fradulent and the same is hereby declared Null and Void: and the person or persons making such Surveys, or obtaining such grants, shall be prosecuted and punished agreeable to the eleventh Section of the said Land Act, passed on the seventeenth day of February, in the year of our Lord, one thousand seven hundred, and eighty three: No grants shall be signed till the Survey has been advertised by the Surveyor, of the County at least three Months after they have been recorded, by said County Surveyor, and that the Surveyor be allowed one Shilling and two pence for every such advertisement to be paid by the Grantee.

AND BE IT ENACTED by the Authority aforesaid, that where it shall appear that any Surveyor has knowingly run across another Line, or Surveyed Land before Surveyed the said last mention Survey shall be deemed Null and Void, and such Surveyor liable to a fine of Fifty pounds for every offence to be recovered by Action of debt in the Superior Court of the County

County where the said Land shall lie, one half whereof shall go to the party who shall Inform, and sue for the same, and the other half to be paid into the public Treasury. All grants when registered in the book's of the County Surveyors agreeable to Law., shall be registered, not only in the Name of the person to whom it is granted but also in the Name, of the person wno then holds the same; and unless it is so registered in the books of the said County Surveyors, within one Year after passing the grant, it shall be deemed vacant Land and be liable to be Surveyed for any person who shall apply for the same.; and every County Surveyor who shall fail to register such grant within three Months after the same is delivered into his office, shall forfeit and pay the Sum of fifty pounds specie, to be recovered and applied in manner aforesaid, and shall pay all damages to the party injured by such neglect.

AND BE IT ALSO ENACTED. that in case two grants shall be given for one and the same Tract of Land, each of them obtained within the time allowed by law that in such case the eldest survey shall be deemed valid in Law, in so far as to entitle the party who made the first Survey to an Action of Damages against the other and the said Land. shall be subject to an execution founded, on any Judgment in such suit in preference to any other incumbrance or claim whatsoever, PROVIDED the said Suit be brought, within five Years after the date of the

the said Survey and where it shall appear by sufficient evidence to a Court and Jury that any person hath obtained a grant, the right of preference to which Lands was at the time of obtaining said Grant., by Law, vested in any other person., then and in that case, such person so offending, shall forfeit and pay the Injured party a sum equal to twice the value of said Lands, or relinquish the same

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all Warrants already granted, shall be and the same are hereby renewed, for the Term of Six Months instead of three, as hath been heretofore used, bounty Warrants excepted which shall not be out of Date., at any time before they are located,

AND WHEREAS it is apprehended that great abuses have happened in regard to Counties, BE IT THEREFORE ENACTED, by the Authority aforesaid, that in future all and every person and persons whatsoever who conceives himself or themselves intitled to bounty shall lay his or their vouchers or credentials, before the said Land Court where they apply for the same, who shall on a full consideration of all circumstances respecting the Petitioner, either grant, or reject the application, as coming or not coming within the Scope. and intention of the several Laws of this State. for granting bounties: AND no Surveys of Land, due as bounties from this State, shall be allowed unless brought

brought in, and claimed within one Year. from and after passing this Act. AND in order to ascertain and determine the Line between the White people., and the Indians of this State, BE IT ENACTED. by the Authority aforesaid that his Honor the Governor. by and. with the advise and consent of the Executive Council shall Nominate and appoint three fit and discreet persons on the side and in behalf of this State; and shall send up to the Creek Nation, and invite them to appoint persons on their side and in behalf of their Nation which said Commissioners on both sides shall as soon as possible meet, and in conjunction run the said Line agreeable to treaty, and according to Law., endeavouring to obtain for the white people as large a Compass of ground as they can; and in case the said Commissioners extend the said Line, as far. as the branch of Oconee called Little River, that then the two forks. of Oconee., the one made by little River, and the other by the branch next above the same. on the South side of the said River Oconee., shall be deemed a Reserve, to make good the engagements to the Continental Soldiery and seamen and Officers of the Medical Department of this State, and no Surveys or grants (except such as have been already made to the said Soldiery, Seamen, and Officers of the Medical Department within the Said forks, shall be held, and considered as good and valid unless the same shall appear. to be agreeable to the Terms. of this Act: and after

after the said Line shall be run as aforesaid, there shall be one Year. allowed to the said Soldiery and Seamen., and Officers of the Medical Department to make their Surveys and take out grants for their respective bounties, to which they are entitled within the said Reserve.

AND BE IT FURTHER ENACTED. by the Authority aforesaid, that the Surveyors of Washington, and Franklin Counties, shall be under the said regulations, as the Surveyors of the other Counties within this State,

AND BE IT FURTHER ENACTED by the Authority aforesaid that the County Surveyor, of each County are hereby authorised and requested, to ascertain and run. their respective County Lines, according to the constitution and Laws of this State., except such as are already ascertained: the. expence, whereof shall be equally born, and discharged. by the two Counties, whose. division Line it is.

By order of the House.

JOSEPH HABERSHAM., Speaker.

Savannah. February 22d. 1785.

(State Archives.)

AN ORDINANCE

For ascertaining the specie value. of Georgia Treasury Certificates and Bills of Credit issued by the State, since the Commencement, of the late War.

BE IT ORDAINED by the Representatives of the freemen of the State of Georgia in general Assembly met, and, by the authority of the same, That the Auditor for the time being is hereby authorized and required to audit all Treasury Certificates issued by the Authority of this State, according to the scale of Depreciation, and date of said Certificates and to give the holder. or owner a Certificate for the specia Value thereof agreeable to such calculation

AND BE IT. FURTHER ORDAINED that the said Auditor shall be and is hereby required to take in and receive all proper bills of Credit, that have been emitted since the commencement of the late war and to give the person who may deliver in the same, a Specie Certificate to be calculated, at the rate, and depreciation of one thousand, for one, that is to say, for every thousand pounds of such bills of Credit so emitted shall be given and allowed a Certificate of one pound Specie PROVIDED NEVERTHELESS that all such Treasury Certificates and Bills of Credit, shall be delivered in to the Auditor,

ditor, within six months from the Date of this Ordinance and PROVIDED also. that all such. Treasury Certificates, or an account thereof have been delivered to the Executive, agreeable to a former resolve, of the Legislature, in that case, made and provided, and when it shall appear that a Treasury Certificate hath been negotiated, or Transfered, from the first holder, then and in that case the present owner of such Certificate shall by the evidence of one disinterested Person make it appear at what time he or she received such Certificate the Depreciation thereon shall be calculated accordingly: AND in case, he, or she cannot make it appear. the said Certificate, shall be audited in like manner as the Bills of Credit of this State.

SIGNED by order of the house of Assembly at Savannah 22^{d} Feb^{y}. 1785.

JOSEPH HABERSHAM

Speaker - —

(State Archives.)

AN ACT

To authorize the Auditor to liquidate the demand of such Persons as have claims against the Confiscated Estates and for other purposes therein Mentioned

WHEREAS

WHEREAS there are many Persons who have just demands against the estates of those who are named in the Act of Confiscation and Attainder, which on principles of justice ought to be paid or some way provided for.

BE IT ENACTED by the Representatives of the freemen of the state of Georgia in General Assembly met, and by the Authority of the same, that the Auditor for the time being shall be and he is hereby authorized and required to receive all demands against the Confiscated Estates or either of them, on judgements, bonds or notes, and to calculate the Depreciation and interest thereon, and give the persons to whom such monies are due a Certificate thereof. And all those who may have claims against either or any of the Confiscated Estates on open Accounts shall produce and deliver in the same to the Auditor within nine months with such evidence as would be necessary to establish the same in a Court of Law, and the Auditor shall then examine and Audit all such Accounts so authenticated, and give a Certificate for the ballance due .

AND BE IT FURTHER ENACTED that the auditer shall in no case decide on demands against the said Confiscated Estates for any trespass or personal wrongs but shall liquidate bonafide debts only

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the time mentioned and

and contained in the releasing Act, for paying the moiety thereon specified of the purchased money of Confiscated property, And also the time Mentioned and contained in the said Act for receiving officers demands as Specie in payment of such property when certified as therein required —- And also the time limited in said Act for funding Audited Certificates or Accounts. and taking out Certificates of a new denomination— And likewise the time mentioned and contained in any of the land Acts for receiving Audited Certificates in payment of the purchase money of unlocated lands as well in the old as in the new Counties within this State, shall be and the said times for the said several purposes above mentioned and hereby declared to be extended and prolonged for one year--- from and after the passing of this Act under the several restrictions and regulations laid down and contained in the said Acts respectively.

AND BE IT FURTHER ENACTED BY the Authority aforesaid that it shall and may be lawful for his honor the Governor by and with the consent of the honorable the Executive Council and they are hereby required to order and direct the Commissioners of confiscated Estates to sell and dispose of any forfeited Lands now remaining unsold for Audited or funded Certificates wholly, so as to redeem as many of such Certificates as may be PROVIDED such Certificates be brought in within one year

year after such purchase made or otherwise the said purchase money to become Specie: AND ALSO PROVIDED the party purchasing do give good bond and security agreeable to Law for the said purchase money.

AND BE IT FURTHER ENACTED by the Authority aforesaid that when it shall so happen. that any Person is dissatisfied with the Determination of the Auditor on his or her demand against any of the said Estates, such person or persons so dissatisfied may appeal to the Superior Court of the County to which he, she or they belong, such appeal to be carried on solely at the expence of the party appealing: And the Auditor shall give a Certificate agreeable to the Verdict on such appeal.

AND BE IT FURTHER ENACTED that the Auditor shall require satisfactory proof, on oath, both in respects, debits and credits, in support in support of any claims that may be made against the Confiscated Estates, in the same manner as he now doth in support of other claims against the State, PROVIDED NEVERTHELESS, AND BE IT ENACTED by the Authority aforesaid that no Judgements obtained or bonds or notes given, or any Debts by any other way contracted during the British Usurpation shall be received

AND BE IT FURTHER ENACTED that all persons having demands against the Confiscated Estates or either of them to liquidate, shall

shall in the first instance take the following Oath before the Auditor I. A. B. solemnly swear that the demand I have exhibited to the Auditor against C. D. is just. and true, and to the best of my Knowledge. I have not received any part. of said demand, nor do I know. he has any demands against me for which credit should be given him: So help me God.

AND BE IT FURTHER ENACTED that the Commissioners of Confiscated estates shall be and they are hereby required to immediately furnish the Auditor with the amount sales of each. and every of the Confiscated Estates, And the said Auditor is hereby instructed and required not to give certificates on the demands against any Estate Confiscated to a greater amount than the amount of the Sale of such Estate.

AND BE IT FURTHER ENACTED. by the Authority aforesaid that his Honor the Governor and Executive Council shall have power. and Authority (upon a previous valuation being held on Oath by any three Freeholders) to order sales to be made of Confiscated property to the amount of Fifteen hundred Pounds Sterling to be paid into the Treasury as a Contingent fund for the more immediate Emergencies of the State.

By order of the House.
JOSEPH HABERSHAM
Speaker....

Savannah
February 22d: 1785.

(State Archives.)

AN ACT

To enable the subjects of his most. Christian Majesty to transfer and settle such of their estates and property as is or shall happen to fall within this State, and also to perfect the grant of Twenty thousand Acres of land in this State to the Vice Admiral the Count D' Estaing and to encourage the settlement thereof.

WHEREAS the Congress of the United States of America on the fourteenth day of January one thousand seven hundred and Eighty, did resolve that it be recommended, to the legislature of the aforesaid United States to make provision where not already made for conferring on the aforesaid subjects of his most Christian Majesty the priviledge of disposing and selling their Estates agreeably to the form. and Spirit of the thirteenth article of the Treaty of amity and Commerce, between his most christian Majesty and the United States of America, BE IT THEREFORE ENACTED by the Representatives of the freemen of the State of Georgia in general Assembly met and by the authority of the same, that the Subjects of his most Christian Majesty, shall be and they are hereby empowered to Transfer and dispose of such of their estates and property as shall happen

happen to be within the limits of this State, and that the estates and property of such of said Subjects as are or may be. deceased and who are not Citizens of this State, being within the State, shall descend to and become the estate of the heirs and legal representatives of such deceased person, according to the laws usage and Custom of the Kingdom of France relative thereto; and such Estate so descending shall and May be settled agreeably to the laws that are or shall be made relative thereto, without being obliged to obtain letters of naturalization, and the aforesaid Subjects of his most Christian Majesty, shall have hold. and enjoy on their part within this State, the priveledges and immunities Mentioned in said articles of treaty according to the form and spirit thereof

AND WHEREAS the general Assembly of this State, resolved that grants of twenty thousand Acres of Land should Issue to the Vice Admiral the Count D' Estaing in Testimony of their respect for his meritorious Services,

BE IT THEREFORE ENACTED that the Vice Admiral the Count D' Estaing be and he is hereby empowered and qualified to receive and hold the grants of Land aforesaid and he is hereby admitted to all the priveledges liberties and immunities of a free citizen of this State, agreeable to the Constitution AND to encourage and promote the Settlement of the said

land,

land, be it farther enacted, that any person, or persons being a Subject of his most Christian Majesty who is properly introduced with a design to become an Inhabitant of this State such person or persons shall after three years residence, or in case of intermarriage with a Citizen of this State or either of the United States. after one year's residence and taking the Oath of Allegiance and fidelity be admitted to all the liberties priviledges and immunities of natural born Citizens of this State, any Law Usage or custom to the contrary notwithstanding.

By order of the House.

JOSEPH HABERSHAM

Speaker.

Savannah 22d: February 1785.

(State Archives.)

AN ACT

For establishing Courts in Washington and Franklin Counties and to appoint Justices of the peace for said Counties.

WHEREAS it is expedient that the full administration of Justice should be administered in

in the two New Counties of Franklin and Washington and that a Superior Court be erected therein.

BE IT ENACTED by the Freemen. of the State of Georgia in general Assembly met and by the Authority of the same that Benjamin Cleveland be Senior, John Goram Larkin Cleveland, Jessee Walton Thomas Payne, Jesse Franklin, Walker Richardson, Nathaniel Martin, John Bartin, & Lewes Shelton Esquires be Justices of the Peace for the County of Franklin, the four first to be assistant Justices of the same, who in case of absence, of the Chief Justice are empowered to hold a Superior Court at the house: of Worran Philpot in said County, the next tuesday after that of Washington And that his honor. the Governor, be required to empower Thomas Payne. Esquire to qualify said Justices together with the Clerk and sheriff who are. legally elected, for the aforesaid County

AND BE IT ALSO ENACTED that Thomas Napier be Senior, Robert Christmas, Zachry Phillips, William McGehee, John Cobb, John Rutherford, John Barkley, Hugh Irwin, Samuel Harper, Thomas Hill, William Daniel, John. Watts, James Bowie, John Otrey and Francis Tennill be Justices of the peace for the County of Washington, the four first to be Assistant Justices of the same, who in case of absence, of the chief Justice, are impowered, to hold a Superior

superior Court, at or near the place commonly called, the buffalow ponds on the tuesday three weeks after the time appointed for holding the Courts in the County of Camden, and that his honor the Governor be required to impower. Thomas Napier Esquire to qualify said Justices together with the clerk and Sherif who are legally elected for the aforesaid County

by order of the House

JOSEPH HABERSHAM Speaker.

Savannah February 22rd. 1785.

(State Archives.)

AN ACT.

To admit Nathaniel Pendleton, Benjamin Porter, and Matthew McCallister to plead and practise in the courts of Law. in this State.

WHEREAS Nathaniel Pendleton hath made application to this House, to be admitted to Plead, and Practise, as an Attorney Solicitor and Proctor in the several Courts of Law, and Equity within this State, and hath produced, a Testimonial of his having been regularly admitted as an Attorney, in the State of Virginia. which said Testimonial is defective in a matter

of

of form, and does not literally entitle him, to be admitted in this State according to the Laws thereof

AND WHEREAS the said Nathaniel Pendleton, hath produced sufficient evidence, of his being regularly educated for the profession of the Law, and hath moreover faithfully served his Country from the beginning to the conclusion of the late War, on which account a small want of form, may in this instance be dispenced with

BE IT ENACTED. by the Representatives of the Freemen of the State of Georgia in general Assembly met, and by the authority of the same, that the said Nathaniel Pendleton be, and he is hereby Authorized and permitted to plead and practise as Attorney, Solicitor and Procter in the several. Courts of Law, and equity within this State, any law usage or custom to the contrary Notwithstanding.

AND WHEREAS, Benjamin Porter who is Certified by the Chief Justice of this State, as being on the same footing with Nathaniel Pendleton, and it being well known that the said Benjamin Porter served as a Continental Officer during the War., and in the line of this State, and is a Citizen thereof.

BE IT THEREFORE FURTHER ENACTED. that the said Benjamin Porter is here-

by

by permitted and authorized to plead in the several Courts of this State, any Law, usage or custom; to the contrary notwithstanding

AND WHEREAS Matthew M^{c}: Callister, hath been admitted an attorney in the Supreme Courts. of Pensylvania. and has practised as appears by sundry Certificates from the Prothonotories, as such and has likewise been respected and considered as a Valuable Citizen of the United States.

BE IT FURTHER ENACTED that he be, and is hereby Authorized and empowered, to plead, and practise within this State, in the different Courts thereof.

By order of the House

JOSEPH HABERSHAM

Speaker.

Savannah. February 22nd: 1785.

(State Archives.)

AN ACT

To explain the fifty first Article of the Constitution respecting Intestate Estates and also concerning Marriages

BE IT ENACTED by the Representatives of the freemen. of the State of Georgia in general Assembly met and by the Authority of the same, that the true construction and explanation of the fifty first Article of the Constitution shall be and the same is hereby declared to be as herein after mentioned, that is to say when any person. whatsoever, holding the real and personal Estate, shall depart. this Life intestate and without will, the said Estate, real and personal, shall be considered as being altogether of the same nature and upon the same footing so that in case of their being a Widow and Children or Child they shall draw, equal shares thereof, unless the Widow shall prefer her Dower, in which event, she shall have nothing further out of the real Estate,, than such Dower, but shall nevertheless receive her proportionable Part, or share out of the personal Estate, in case any of the Children shall have died before the intestate their legal Representative's, that is their lineal descendants if any shall stand in their place, and stead, in case of their being a Widow, and no Children, or legal representatives of Children then the Widow shall

shall draw a Moiety of the estate, and the other Moiety shall go to the next of him in equal degree, and their Representatives . if no Widow the whole shall go to the Children if no Widow or Children the whole shall be distributed among the next of Kin in equal degree, and their Representatives, but no representatives shall be admitted among collaterals farther the Children of the intestates brothers, and Sisters: if the father or mother be alive, and a Child dies intestate and without issue such father or the mother in case the father be dead, and not otherwise shall come in on the same footing as a brother or sister would do the next of Kin shall be investigated by the following rules of consanguinity, that is to say, children shall be nearest Parents, brothers, and Sisters shall be equal in respect to distribution, and Cousins shall be next to them: the half blood shall be admitted to a distributive share of the real and personal estate in common with the full blood,

AND BE IT ENACTED by the Authority aforesaid, that the same rules shall obtain in regard, to the granting of Administration on Intestates as are before mentioned, for the distribution thereof, . AND BE IT FURTHER ENACTED by the Authority aforesaid, that should any case arise which is not expressly provided for by this Act, the same shall be refered to and determined by the common laws of this Land, as it hath stood since the first Settlement

ment of this State, except only that real and personal estate shall always be considered in respect to distribution as being precisely on the same footing.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that in all cases of intermarriage hereafter the real estate belonging to the Wife shall pass to and become, vested in the husband in the same manner as personal property by the Law of the land doth: and in case of the death of the husband, thereafter interstate, and without will, the said Estate, shall descend, and become subject to distribution in the same manner as personal property.

AND BE IT FURTHER ENACTED by the Authority aforesaid, That the Register of Probats in each County shall give thirty days notice in the public Gazette, and by advertizement at the Court house in each County of all persons who shall or may apply for letters of Administration before the shall obtain the same, on the Estate or effects of persons dying intestate: but such register of probats shall or may nevertheless, as in his discretion shall seem necessary, grant Letters to collect. and take care of, but not to administer on the estate and effects of the said deceased during the said thirty days, after taking good and sufficient security from the person or persons to whom he shall grant the said temporary Letters.

AND

AND WHEREAS divers persons have been married, by Justices of the peace, and Ministers or preachers of the Gospel. . BE IT FURTHER ENACTED that such Marriages as have been heretofore contracted by any person and Persons before or by such Justice or Minister or Preacher, of the Gospel, are hereby ratified, confirmed and allowed, as Valid in Law from the time of the solemnization thereof and all Justices of the peace, duly qualified Ministers or Preachers of the Gospel. in this State. regularly ordained, shall and they are hereby empowered, and authorized after public notice of eight days being given or by licence of his Honor, the Governor or Register of Probats, to marry any person or persons, enabled to enter into marriage Contract : and if any such. Justice or Minister, or Preacher, of the Gospel shall marry any Couple, without public Notice or authorized by license from the Governor or Register of Probats, so do to. he shall on Conviction forfeit five hundred Pounds Sterling for the use of this State .

SIGNED by order of the house of Assembly at Savannah the 22.d Febr. 1785.

JOSEPH HABERSHAM Speaker

(State Archives.)

AN ACT

To render easy the Mode of conveying Lands and for making Valid all Deeds and Conveyances heretofore, that may be deficient in point of form.

WHEREAS many Deeds of Bargain and saie. and other deeds of Feofment or Conveyances have been made, which have not been enroled or livery and Seisen had or may be deficient in point of form when it was the legal intent of the party to sell and lawfully convey the same,

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in general Assembly met., that no deed of Feofment bargain Bargain and Sale, and Deed of Gift or other Conveyance, of lands or Tenements whatsoever heretofore made. shall be impeached or set aside in any Courts of Law or Equity for want of form, or livery or Seisein or emolement or for any other defect in the form or in the manner of the execution of any such Deed or Conveyances either in the first Deed or in any of the mesne conveyances derived therefrom so that the right were or would have been in the person or persons conveying if such Conveyances or in the manner of the execution of the same as aforesaid. And to the end that such evils may be remedied in future BE

Conveying Lands and Making Valid Deeds.

BE IT ENACTED. by the Authority aforesaid, That all Deeds of Conveyance, by way of Bargain and Sale, bona fide of Lands or Tenements and executed under hand. and seal. in the presence of two or more witnesses and valuable Consideration paid that no proved or acknowledged, before a Justice of the peace or before the chief Justice or one of the Assistant Justices, and the said deed is registered by the Clerk of the Court in the County where such Lands or Tenements lye, in a Book by him to be Kept for that purpose, within twelve months from the date of such Deed for which he shall receive four pence Per Copy sheet. of. Ninety words then and in that case such Deed of Conveyance by way of bargain and Sale, shall be and the same is hereby declared to be good and Valid in law and Equity according to the true intent and meaning thereof, provided Nevertheless that nothing herein contained shall extend, or be construed to extend to prevent any person or persons who shall prefer the former mode of Conveyance by way of Lease. and release. from using the same, or in the least to impeach or discontinue that form of Conveyance where the same shall be prefered by the parties contracting as aforesaid on Condition Only that the said Deeds of Lease and Release hereafter to be made be duly registered in the County where the lands lies within One Year after the Date of such Deeds and in case of Dower

BE IT FURTHER ENACTED that any such

such Deed of Conveyance of Land or Tenemant in which a Feme Covert may be interested by dower or otherwise, and that such feme Covert doth voluntarily with her husband agree and Sign seal and deliver before lawful evidence such Deed of Conveyance of any Lands or Tenements as aforesaid, and also before the Chief. Justice of the peace on private examination doth acknowledge and agree, that she did of her own free will and accord subscribe seal and deliver the said Deed with an intention thereby to renounce give up and forever quit-claim to her right of Dower and thirds of in and to the lands or Tenement therein mentioned, then and in that case such Deeds of Conveyance or Bargain and Sale of Lands and Tenements shall be held, deemed and considered according to the Construction and meaning thereof to be good and valid in law and Equity, and shall be and is hereby declared to be a free full. and absolute Renunciation, of Dower, and thirds, any law Usage or custom to the contrary Notwithstanding.

AND BE IT FURTHER ENACTED by the Authority aforesaid that all bonds Specialties letters of Attorney and other powers in writing which shall be produced in any Court or before any Justice in this State, the execution whereof being proved by one or more of the Witnesses thereunto by Affadavit or Solemn affirmation in writing before any Governor Chief Justice

Mayor

Mayor, or other Justice of either of the United States, where such Bonds letters of Attorney or other writings are or shall be made or executed and Accordingly certified and transmitted under the common or public Seal of such State Court City or place where the said Bonds, letters of Attorney or Writings are proved shall be taken and adjudged as sufficient in law as if the Witnesses therein named had been present and such Certification shall be sufficient evidence to the Court and Jury for the proof thereof.

PROVIDED that in every such Affidavit or affirmation there shall be expressed the addition of the party making such Affidavit or affirmation and the particular. place of their abode.

AND BE IT FURTHER ENACTED that all sales or conveyances of Land Tenements, Heriditaments which shall hereafter be made by virtue of any letters or powers of attorney duly executed, which do. or shall. expressly give power to sell all Lands or either estates and be certified to have been proved. as aforesaid or shall be proved in this State before any Justice of the peace by one or more of the Witnesses thereunto shall be good and effectual in Law, to all intents constructions and purposes whatsoever the same as if the said Constituent or Constituents had by their own Deeds and conveyances actually and really sold and conveyed

veyed the same Provided always, That no sale of Lands made by Virtue of such power or powers of Attorney or agency as aforesaid shall be good and effectual unless such Sale be made and executed while such powers are in force. and all such powers shall be accounted deemed and taken to be in force, until the Attorney or agent shall have due notice of a Countermand Revocation or death of the Constituent

BE IT FURTHER ENACTED by the Authority aforesaid, that it shall and may be lawful for any Person or Persons whose Titles, Bonds, Notes Books of Account receipts and papers touching his or their Estate and property may have been lost, or destroyed, during the late War, who shall produce a paper Writing purporting to be a Copy or as near a Copy of the original paper so lost or destroyed as aforesaid with full power or circumstantial proof of the substance thereof and of his her or their Title thereto, and shall lodge the same in the office of the Clerk of the County where such person resides or where lands are in question is situate and shall notify by public Gazette of this State that such person or persons intends to establish such Deeds or paper, that then it shall and may be lawful and in case no sufficient objection shall be made for the Superior Courts in each County, to establish the Title and rights of such person or persons, to the property alluded

to

to by the Testimony, and papers, offered to the said Court, And be deemed as good evidence in Law so far as to give the property applying a good. right. and title until a better shall appear and be made, out to the Satisfaction of a Court and Jury within the time limitted by the Act of Limitation -

By order of the House

JOSEPH HABERSHAM

Speaker.

Savannah February 22d: 1785.

Regulate Tolls at Mills.

(State Archives.)

AN ACT

To regulate the tolls to be taken at Mills

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met. and by the authority of the same that all owners or occupiers of Mills shall well and sufficiently grind, or cause to be well and sufficiently ground all. clean and dry grain brought to their Mills, and in due turn as far as five Bushels) as the same may be brought and may take for Toll one eighth part thereof and no more: And every owner or occupier of a Mill who shall not well and sufficiently grind, or cause to be well and sufficiently ground as aforesaid (unless in times of drought) or other sufficient cause of which the Justice may judge or not in due turn, or take an exact more toll shall for every such offence, on proof thereof by one or more creditable witnesses forfeit and pay a Sum not exceeding fifteen Shillings to the party Injured, recoverable with Costs, before a Justice of the peace of the County where such Offence shall be committed PROVIDED always that every owner or occupier of a Mill may Grind his or her. own grain at any time.

By order of the House.

WM GIBBONS Speaker.

Augusta January 26th: 1786. (State

Seat of Government Located at Louisville.

(State Archives.)

AN ORDINANCE.

For empowering Commissioners to fix on a place convenient for a seat of Government and to erect public buildings thereon.

BE IT ORDAINED by the Representatives of the freemen of the State of Georgia in General Assembly met. and by the Authority of the same, that Nathan Brownson, William Few, and Hugh Lawson Esquires shall be commissioned and appointed and they or a Majority of them are hereby Authorized and empowered to proceed. and fix on a place which they may think most proper and convenient for erecting of Public buildings and establishing the Seat of Government and the University, provided the same shall be within twenty miles of Galphins Old Town; And the said Commissioners are hereby authorized to appropriate any public lands, or to purchase or otherwise procure in behalf of the State a Tract of land for that purpose which shall not exceed. One Thousand Acres and to lay out a part thereof in Lotts Streets, and Alleys which shall be known by the name of LOUISVILLE and after reserving a sufficient quantity of land for the State-house, University, and other public buildings, to sell the remainder of the lots. or so many as they shall judge most conducive to the public interest, and also to sell. the Government house and lot

lot in the Town of Savannah. and the money arising from the Sale of the said house and lot. shall by them be applied to the sole purpose of paying for the aforesaid land and erecting the said public buildings.

AND the said Nathan Brownson William Few and Hugh Lawson or a Majority of them are hereby vested with full power to bargain sell and convey the said Government house and lot together with the lots in the said Town of LOUISVILLE, so as aforesaid to be laid out with the appurtenances and take bonds in their owns Names and to their successors in office, and on receiving full payment to convey to the purchaser or purchasers thereof and make a sufficient title in fee simple to the same, which shall be held and considered as good and Valid in law or equity.

AND BE IT FURTHER ENACTED. That the said Commissioners shall before they enter. on the business aforesaid give Bond. and Security to his honor the Governor for the due performance thereof in the penalty of six thousand pounds, and shall before him take the following Oath—I. A. B. appointed a Commissioner to fix on a place. most convenient for the Seat of Government and for erecting public buildings thereon, do solemnly Swear that I will faithfully discharge the duties required of me by Law., to the best of my skill and judgment for the interest

terest of this State and the convenience of the Inhabitants thereof.—So help me God. —

AND the said Commissioners shall receive compensation for their expences, while on actual service, provided the same does not exceed two Dollars Per day.

AND BE IT ORDAINED by the Authority aforesaid, that the place for the meeting of the Legislature, the residence of the Governor the Secretary Treasurer, Surveyer-General & Auditor shall be at Augusta, until the State House and other public buildings shall be erected, and the next meeting of the Legislature thereafter shall be at LOUISVILLE.

By order of the House.

WM GIBBONS Speaker

Augusta 26th
January 1786.

(State Archives.)

AN ACT

To indemnify Alexander Semple & Henry Osborne Esquires, for having acted as Justices of the Peace, in the Counties of Glynn & Camden, and the said Henry Osborne as Collector of Duties therein. under an appointment of the Governor & Council.

WHEREAS the late honorable Governor and Executive Council, did appoint Alexander Semple and Henry Osborne Esquires to be Justices of the Peace for the Counties of Glynn & Camden and the said Henry Osborne Collector of duties therein, which said appointment's are not supposed to be strictly legal, and in consequence thereof the said Alexander Semple and Henry Osborne might be subjected to Suits and prosecutions for having acted under the said appointments, for prevention whereof BE IT ENACTED, by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the Authority of the same, that the said Henry Osborne & Alexander Semple shall not hereafter be subject or liable to any Suit, bill, plaint or information or any other prosecution whatsoever for, or on account of any matter or thing done by them or either of them as Justices of the Peace, for the said Counties of Glynn & Camden, or the said Henry Osborne

Osborne as Collector of Duties therein, but that they be absolutely free and Indemnified for the same in as full and ample manner as though the appointment's of them the said Alexander Semple and Henry Osborne had been legal and constitutional: PROVIDED nevertheless that this indemnity shall not extend to such Acts, matters and things which if done by any legal Justice or collector would have subjected him to any legal suit or prosecution.

AND BE IT FURTHER ENACTED that this Act shall and may be given in Evidence in all matters relating thereto without being specially pleaded.

By order of the House

WM GIBBONS Speaker

Augusta 27th:
January 17.86____

(State Archives.)

AN ACT

To improve the Navigation of Brier Creek, from Raes old Cowpen to the Mouth thereof

WHEREAS clearing and making good the Navigation of Brier Creek, will be of public Utility as well as great private advantage to the Inhabitants and owners of Land bordering thereon.

BE IT ENACTED. by the Representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same that all Male Inhabitants between the Age of Sixteen and fifty years residing within five miles on either side said Creek, below Rae's old Cowpen, shall be and they are declared and made, liable to work on briar Creek aforesaid for the purpose of clearing and making good the Navigation thereof at such time, and in such manner as to Commissioners herein named, or a Majority of them shall think best and most effectual for carrying the purpose of this Act, into execution. PROVIDED always Nevertheless that no person residing within the limits aforesaid shall be obliged to work more than Twelve days in one Year nor longer than three in one Week.

AND BE IT FURTHER ENACTED that any

any person made liable by this Act to work as aforesaid, who shall neglect or refuse to comply therewith after due Notice given shall forfeit and pay a Sum not exceeding three Shillings specie for each day he shall be absent when required to labour as above Mentioned

AND in case the Master Owner or Manager of any Slave living within the aforesaid limits shall neglect to send such Slave, when lawfully called on at such time and place as the Commissioners or a Majority of them, shall appoint to work on Brier Creek, as aforesaid such Master or owner shall forfeit and pay a Sum not exceeding three shillings for every day each of his or her Slaves shall be absent when called upon as aforesaid

AND BE IT ENACTED by the Authority aforesaid that the Commissioners by Virtue of this Act or a Majority of them shall have full power and Authority to divide the Inhabitants within the limits aforesaid, into convenient districts, and to appoint Overseers therein whose duty it shall be to give five days previous notice to the Inhabitants, when required to work on Briar Creek, and aforesaid, to see the business well done, to make returns to the said Commissioners of all defaulters within their respective districts, AND in case any person appointed an overseer under this Act, (after having accepted his appointment shall neglect or refuse to execute the duties thereby imposed every such overseer

overseer shall forfeit and pay a Sum not exceeding Three pounds to be recovered and applied as herein after directed.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that all persons by this Act made liable to work, on and clear the Navigation of Briar Creek shall be and they are hereby exempted from working on any road in this State, as long as the same, shall continue and be in force

AND BE IT FURTHER ENACTED by the Authority aforesaid that the Commissioners herein Named or a majority of them shall have full power and Authority to cite any person or persons who shall incur any of the penalties inflicted herein by their Warrant or Summons directed to a constable , within the District wherein the defaulter shall reside with Notice for such Defaulter to appear at such reasonable time and place, as they may appoint and on the day so appointed proceed to hear and determine thereon agreeably to the directions of this Act, and upon conviction issue execution directed to any Constable as aforesaid to levy the said fine together with all lawful costs on the offenders goods and Chattles and after fifteen days Public Notice sell and dispose of the same until the said fine and costs are fully satisfied, any law of this State to the contrary thereof notwithstanding.

PROVIDED

PROVIDED that no persons or their Slaves living within five Miles of Savannah River shall be obliged to work on Briar Creek.

AND BE IT ENACTED that the monies arising by fines as aforesaid shall be paid into the hands of the Commissioners herein Named who shall apply the same to the forwarding and compleating the Navigation of Briar Creek.

AND BE IT ENACTED by the Authority aforesaid that James Jones, John Brownson, and John Davenport, shall be and they are hereby appointed Commissioners for carrying this Act into execution and fully invested with all the powers intended by this Act, to be given to them as Commissioners aforesaid.

AND BE IT FURTHER ENACTED. that if any death or resignation it shall be impossible to form, a Majority of the Commissioners, aforesaid, that then his honor the Governor and executive Council shall appoint other fit persons near Briar Creek aforesaid to act as Commissioners, who shall on their appointment be Vested, with all the powers hereby given to the Commissioners herein Named.

By order of the House

WM GIBBONS Speaker.

Augusta 30th:
January 1786

(State

Vest Certain Lots in Mrs. Bard.

(State Archives.)

AN ORDINANCE

To vest certain Lotts in M^rs: Ann Bard.

WHEREAS by a former resolution of the House of Assembly, certain lotts in and near Savannah were confirmed to Peter Bard esquire deceased, as having been given to M^rs Ann Bard his Wife by her father John Joachim Zubly, deceased;

AND WHEREAS doubts have arisen as to the effect of Resolutions of the Assembly, Be it Ordained by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the authority of the same, that three fifty-Acre-Lots near Oats's, one lot and the appurtenances in Yamacraw, and one Lot near the Market in Savannah, formerly in the possession of the said Peter Bard, deceased, he and the same are hereby vested in the said M^rs: Ann Bard, her heirs and Assigns forever, as fully and compleately as tho' the said Lots had been conveyed to her in fee Simple, by Conveyances Lawfully executed by the said John Joachim Zubly, deceased, at the time of his having given her possession of the same.

By order of the house

W^M GIBBONS Speaker

Augusta 30^th January
1786

(State

(State Archives.)

AN ACT

To revise the laws for regulating the ports of Savannah and Sunbury for clearing the river Savannah below the Town of that name and for building a light house. at the entrance of Saint Catharines inlet and a Fort on the Island of Cockspur or Tybee.

WHEREAS the encouragement of commerce is of the utmost public and private Utility and the same, is injured and retarded as well by the Wrecks and other obstructions sunk and made during the British Usurpation in the River Savannah below the Town of that name as the want of proper light house, at the entrance to the port of Sunbury the clearing and erecting of which is necessary to prevent the loss of revenue occasioned by Vessells seeking safer ports

BE IT ENACTED by the freemen of the State of Georgia in General Assembly and by the Authority of the same That the Acts. of this then Province now State One entitled "An Act. to amend An Act. to prevent persons throwing Ballast or other rubbish or felling Trees into the River, or navigable Creeks within (this) then) Province and for Keeping clear the channels of the same "and the Act entitled an Act. for the regulating and ascertaining the rate of the Wharfage of Shipping merchandize and storage

storage in the several ports and the duty of a Harbour master. for the port of Savannah so far as they or either of them do not interfere with this Act. shall be and the same are hereby declared of full force and effect.

AND BE IT FURTHER ENACTED by the authority aforesaid that for the Carrying the last mentioned Act into execution in the Port of Sunbury a Harbour Master shall be appointed with the same powers and restrictions for the said Port of Sunbury as the Harbour Master of Savannah is vested or empowered with

AND BE IT FURTHER ENACTED that in order as much as may be. to prevent the frequent abuse of the said last mentioned Act. the Collectors of the ports of Savannah and Sunbury shall previous to the clearing out any Ship, Brigantine Snow, Bilander or other Vessell, demand and receive such Voucher or Certificate from the Harbour Master, of such port., and for which no more than the common fee, shall be required as may satisfy such Collector of the before mentioned laws. having been fully complied with.

AND BE IT FURTHER ENACTED, that for the prevention of abuse in the said office of Harbour Master, on such Harbour Masters being convicted in any Court of Record in this State, of having violated or neglected his Trust, he shall be liable for every such offence to a penalty

penalty not exceeding the Sum of fifty Pounds to be disposed of and appropriated as herein after appointed.

AND BE IT FURTHER ENACTED by the Authority aforesaid that nine pence on every Ton, Carpenters Measure, on every Ship, Brigantine, Snow, Bilander or other Vessels entering the ports and Harbours of Savannah and Sunbury previous to such Ship, Brigantine Snow, Bilander, or other Vessel, breaking Bulk or discharging Ballast, shall be paid to the Commissioners of the respective Ports herein appointed for carrying the remaining part of this Act into execution or their Treasurer to be by them appointed, Ships and other Vessels in distress and Coasters from one part of the State to the other only excepted, and every such Ship, Brigantine, Snow, Bilander or other Vessel. neglecting or refusing to pay the same as aforesaid shall be liable to a Fine of three pounds for every and each days neglect or refusal of the same

AND BE IT FURTHER ENACTED, to prevent the frauds used by Masters of Vessels in the returns of Tonnage, that where it shall appear to the said Commissioners or a Majority of them, on Information or otherwise false returns have been Made, with Intent to elude this Act, the Commissioners or a majority of them shall be and they are hereby authorized agreeably to Carpenters Measurement as aforesaid to measure

ure or cause to be Measured the Vessel or Vessels so thought or informed to be deficient and if sufficiency shall be found, then and in that case such Vessel shall be liable to double tonnage for the overplus of measure, no so as aforesaid returned.

AND BE IT FURTHER ENACTED, that the fund so raised by Tonnage. as aforesaid from Ships and other vessels entering the Ports and Harbours of Savannah and Sunbury shall and the same is hereby absolutely vested, in the Commissioners herein appointed or a majority of them of such Port into which such Ship or other Vessel shall enter to be appropriated to such uses and purposes as are herein after Mentioned that is to say the fund so raised from Tonnage for the port of Savannah, for the Clearing the river Savannah below the Town of Wrecks Hulks, and other obstructions.

AND WHEREAS Fort Wayne below Savannah is found inadequate to its intention of compelling Vessels to comply with the laws, the Vessels eluding the same lading below the Fort, for the further purpose of building or erecting a fort on the Island of Cockspur or Tybee at the entrance of Savannah River capable of mounting three Guns and to be Known by the Name of Screven, and the funds so raised as aforesaid for the Port of Sunbury to the sole use and purpose of raising building a light house for the said Port in such convenient place at the entarance

tarance of S[t] Catherines inlet as the Commissioners of said Port or a Majority of them may think propper.,and for the providing, procuring and employing such artificers and labourers with such Necessary implements and tools as may be required for carrying those different purposes into execution.

AND BE IT FURTHER ENACTED, that a sufficient Number of Invalids of this State capable of receiving pay therefrom shall constantly reside in Fort Screvin on Cockspur or Tybee for the defence thereof, of which sufficiency his Honor the Governor and Executive Council for the time being shall Judge. or on failure of a sufficient number of that discription his Honor. the Governor and Executive Council for the time being are hereby empowered to Nominate and appoint a proper person. as Commander thereof with a Serjeant and five privates for its support.

AND BE IT FURTHER ENACTED. that every Topsail Vessel. passing the said Fort on her leaving the port of Savannah shall pay to the Commanding Officer thereof the sum of One Mexican Dollar and every other Vessel (Coasters from one part of the State to the other excepted) the sum of three Shillings which said Commanding Officer shall account for the same once every month with the said Commissioners or their Treasurer for the Port of Savannah, who shall reserve the same as a fund or part thereof

thereof for the establishment of the Fort. and subsistance of the officers and men as aforesaid, the remainder to be made up from the public Treasury. and the establishment of the said Fort for Pay and subsistance shall be., The Commanding officer five Pounds per Month, the Serjeant twelve dollars Per Month. and each of the privates eight dollars per month. provided such officers and privates do not receive the pay allowed by Law. as Invalids and in that case such Invalids pay to be deducted.

AND BE IT FURTHER ENACTED that the Commissioners of the respective Ports or a Majority of them are hereby empowered to elect or appoint a Treasurer: who shall be allowed five per Cent on all monies by him received and paid by Virtue of this Act, who shall previous to the entering on his Office enter into security to the said Commissioners of the port he shall be appointed to, for the punctual performance of his trust. The. Treasurer. for the Port of Savannah in the sum of three thousand, and the Treasurer. of the Port of Sunbury in the sum of One thousand pounds.

AND BE IT FURTHER ENACTED that all fines penalties and forfeitures incurred by this Act. (not otherwise herein disposed of) or on account of the Act for regulateing and ascertaining the rates of wharfage and storage in the several Ports and the duties of a Harbour Master for the Port of Savannah shall be applied

and

and appropriated for the uses and intentions of this Act for the port in which the same shall be incurred.

AND BE IT FURTHER ENACTED that the public Lotts in the Town of Savannah., the Government House. and lott excepted shall be and the same is hereby vested. in the hands and direction of the Commissioners appointed by this Act. for the purposes mentioned for the port of Savannah as aforesaid and only so far as relates to the lease thereof, and until a free school, Academy or College. shall be erected, or opened for the said County, when the same and every of them shall be. and the same are hereby declared. absolutely vested in the hands directions and Power of such Commissioners or Trustees as may be appointed to carry on and conduct. the the same and their successors forever.

AND BE IT FURTHER ENACTED that the Commissioners of the Pilotage for the ports of Savannah and Sunbury shall be and they are hereby appointed Commissioners or a Majority of them for carrying this Act. into execution in the Ports they respectively belong to.

AND BE IT FURTHER ENACTED that this Act shall be and continue in force until the

intentions

Intentions and uses thereof are carried into execution

By order by of the House.

WM GIBBONS Speaker.

Augusta 31st
January 1786.

(State Archives.)

AN ACT

For dividing the County of Washington

BE IT ENACTED. by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the Authority of the same that a line shall be run North forty five degrees East, beginning on the Oconee river six miles above the Rock-landing until it strikes the great Ogeeche River, thence up Ogeeche to the head of the Main branch from thence a direct course to the Cherokee Corner, from thence to the south branch of Oconee running into that river at or near Zachariah Phillips, thence down the Oconee to the beginning including a tract of Country which shall be called and known by the name of Greene County

AND BE IT FURTHER ENACTED. that the

the Court house and Goal shall be built, and the Superior Courts and annual elections held at a Town to be laid out on the Colledge Survey on Richland Creek.

AND BE IT ENACTED that the Trustees of the University or a Majority of them shall be and they are empowered and requested to lay out or cause to be laid out a Town which shall be known by the name of GREENSBOROUGH on said Colledge Survey, and after reserving a number of lotts sufficient for public Buildings to sell and convey the remaining lotts and land, adjacent to the purchase or purchasers in fee simple. PROVIDED only that the money arising from the Sale of said lotts and lands adjacent shall be applied to the sole purpose of promoting learning and science and the quantity of land so to be laid off does not exceed one Thousand Acres.

By order of the House.

WM GIBBONS, Speaker.

Augusta, 3rd:
February 1786

(State Archives.)

AN ACT.

For the encouragement of Literature and Genius.

WHEREAS the principles of natural equity and. justice require that every Auther should be secured in receiving the profits that may arise from the sale of his Works, and such security may encourage men of learning and genius to publish their Writings which may do honor to their Country and service to mankind.

BE IT ENACTED. by the Representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same that the Author of any book or pamphlet not yet printed or of any Map or chart being an Inhabitant or resident in these United States and his heirs and assigns shall have the sole liberty of printing publishing and vending the same within this State for the term of fourteen Years to commence from the day of its first publication in this State. And if any person or persons within said term of fourteen Years shall presume to print or reprint any such book. pamphlet map or chart within this State or to import or introduce into this State for sale. any Copies thereof reprinted beyond the limits of this State. or shall Knowingly publish vend. and utter or distribute the same. without the consent

of

of the proprietor thereof in writing signed in the presence of two credible witnesses every such person. or persons shall forfeit and pay to the proprietor. of such book. pamphlet Map or chart. double the value of all the Copies thereof so printed imported, distributed vended or exposed for sale, to be recovered by such proprietor in due course of law.. *Provided Nevertheless* that no author assignee or Proprietor of any such book Phamphlet map or chart shall be entitled to take the benefit of this Statute until he shall duly Register his name as Auther, assignee or Proprietor with the Title thereof in the office of the Secretary of this State who is hereby empowered and directed to enter. the same on record.

AND BE IT FURTHER ENACTED by the Authority aforesaid that at the expiration of the said term of fourteen years in the cases above mentioned the sole right of printing and disposing of any such book. pamphlet Map or chart in this State. shall return to the Author thereof if then living and his heirs and Assigns for the term of fourteen years more to commence at the end. of said first term and that all and every person or persons who shall reprint import, vend utter or distribute in this State any Copies thereof without the consent of such proprietor obtained as aforesaid during said second Term of fourteen years shall be liable to the same penalties recoverable in the

same

same Manner as is herein before enacted and provided.

AND WHEREAS it is equally necessary for the encouragement of learning that the Inhabitants of this State be furnished. with useful. books &c, at reasonable prices.

BE IT FURTHER ENACTED that whenever any such Author or proprietor of such Book, pamphlet Map or Chart shall neglect to furnish the public with sufficient Editions thereof or shall sell the same at a price unreasonable and beyond what may be adjudged a sufficient compensation for his labor time expence and risk of Sale the Chief Justice of the State on complaint thereof made to him in writing is hereby authorized and empowered to summon such Author or proprietor to appear. before the next. Superior Court. to be holden in the County where such author or proprietor dwells if a resident of this State, if not in the County where such complaint draws; and said Court are hereby authorized and empowered. to enquire into the justice of such complaint., and if the same be found true to take sufficient security of such Author or proprietor conditioned that he shall within such reasonable time as said Court. shall direct, Publish and offer for sale. in this State, a sufficient number of Copies of such Book Pamphlet. Map or Chart. at such reasonable. price as said Court. shall on due consideration affix: and if such Author or proprietor shall

shall before. said Court, neglect or refuse. to give such security as aforesaid the said Court are hereby authorized and empowered to give to such. complainant a full and ample licence to reprint and publish such Book.; pamphlet Map or Chart. in such numbers and for such term as said. Court. shall. judge just and reasonable, PROVIDED said Complainant shall give sufficient security before said Court., to afford said reprinted Edition at such reasonable. price as said Court shall there to affix.

AND BE IT FURTHER ENACTED. That any person or persons who shall procure and print any unpublished Manuscript, without the consent and approbation o fthe Author or proprietor thereof, first had and obtained if such Author or proprietor be living and resident in or Inhabitant of this or any other of the United States shall be liable to suffer and pay to the said Author or proprietor his Just damages for such injury to be recovered by Action brought on this Statute, in any Court of Law in this State proper to try the same. provided always that nothing in this Act shall. extend. to effect. prejudice or confirm the rights which any person may have to the printing or publishing of any book phamphlet, Map or Chart. at common Law. in cases not mentioned in this Act or to screen. from legal punishment any person or persons who may be guilty of printing or publishing any book, pamphlet

phlet or paper, that may be. profane, treasonable defamatory or Injurious to government Morals or Religion, Provided also that this Act shall not extend or be construed to extend, in favor, or, for, the benefit of any Author or person residing in, or Inhabitants of any other of the United States, until the State or States in which such person. or persons reside or dwell shall have passed similar Laws in favour of the Authors of New publications and Heirs and Assigns.

By order. of the House

WM GIBBONS, Speaker.

Augusta.. 3rd:
February 1786

(State Archives.)

AN ACT

To authorize Zachariah Lamar Esqr to lay out a Town, at the Mouth of Broad River; and to establish Inspections in the County of Wilkes.

WHEREAS it is necessary and will be greatly conducive to the general convenience of the Citizens in the upper part of this State, that

a Town should be laid out, and a Tobacco Inspection established at the mouth of Broad River in the County of Wilkes.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met and by the Authority of the same that Zachariah Lamar of the aforesaid County be and he is hereby fully authorized and empowered to lay out a Town on his own Lands, situate on the South side of the Mouth of Broad river into any and such Number of half Lotts as he may think proper, and to dispose of and make Titles of the same according to the usual manner of Conveyance which said Town shall be called and known by the Name of LINCOLN. AND the said Zachariah Lamar is hereby further authorized and impowered to erect a public Warehouse for the reception and Inspection of Tobacco, in the said Town of Lincoln; subject always to the laws that have been, or may hereafter be provided for the Inspection of Tobacco-

AND WHEREAS Dionysius Oliver of the aforesaid County of Wilkes, hath petitioned the Legislature to authorize him to Erect a Warehouse on his own Land, in the aforesaid County of Wilkes, in the Fork, between the aforesaid Board River and the River Savannah, for the Reception and Inspection of Tobacco; and whereas the same is likewise thought necessary for the Convenience of the upper Setlers,

BE

BE IT FURTHER ENACTED, that the said Dionysius Oliver is hereby authorized and empowered to erect the said Warehouse, and the said Inspection is hereby established, subject always to such Laws as have been, or may hereafter be made for regulating the Inspection as aforesaid.

By Order of the House

WM GIBBONS, Speaker.

Augusta 8th: Febv. 1786

(State Archives.)

AN ACT, investing the United States, in Congress assembled, with a power to levy for the use of the UNITED STATES, certain Duties upon Goods imported into this State from any foreign Port, Island, or plantation.

WHEREAS the safely, honor, and interest of the United States of America require that adequate funds be provided for the regular and punctual payment of the Interest annually accruing on, and for discharging in a reasonable time the principal of the debt contracted for the support of the late War, so that full and complete justice may be done to Creditors by whose personal service and pecuniary aid, under the blessings of Divine Providence, the Freedom and Independence of these States have been happily established. AND WHEREAS investing Congress with the power required by their Resolve of the 18th day of April, one thousand seven hundred and eighty three, to levy the duties therein mentioned will in all probability restore and support public credit and discharge the public debt, and it appears to be the most just, reasonable, and eligible mode that can be devised for that purpose. BE IT THEREFORE ENACTED by the Representatives of the Freemen of the State of Georgia, in General Assembly met, and by the authority of the same, that there be, and there hereby is granted to the United States in Congress assembled,

sembled, power to levy within this State for the use of the United States the following Duties upon Goods imported into this State from any foreign port, Island, or Plantation, that is to say,

Upon all Rum, of Jamaica proof, per Gallon four ninetieths of a dollar, and upon all other spirituous liquors three ninetieths of a dollar per gallon.

Upon every gallon of Madeira Wine twelve ninetieths of a dollar.

Upon every gallon of all other Wines Six ninetieths of a dollar.

Upon every pound of common bohea tea six ninetieths of a dollar.

Upon every pound of other India Tea twenty four ninetieths of a dollar.

Upon every pound of pepper three ninetieths of a dollar.

Upon every pound of brown Sugar half a ninetieth.

Upon every pound of loaf Sugar two ninetieths of a dollar.

Upon every pound of all other Sugars one ninetieth of a dollar.

Upon every gallon of Melasses one ninetieth of a dollar.

Upon

Upon every pound of Cocoa and Coffee one ninetieth of a dollar.

And upon all other Goods a duty of five per centum ad valorem at the time and place of importation, to be collected under such regulations as the United States in Congress assembled shall direct. PROVIDED that such Regulations do not extend so far as to subject any Citizen of this State to be carried out of the same for trial or to compel him to answer to any action without the State, or to deprive him of a trial according to the Constitution and laws of this State, or to convict him criminally without a trial by Jury, or his own voluntary confession in open Court, or to impose excessive fines, or to inflict punishments which are either cruel or unusual in this State, or to break open any dwelling house, store, or warehouse,at any other than the day time, and between the rising and setting of the Sun nor then without a warrant from a lawful Magistrate and issued upon the Oath of the party, requesting the same. And also provided that the trial on all seizures and questions under this Act shall be before the Superior Court in this State, and that a forfeiture shall not in any case exceed the Goods seized, and the Vessel in which such Goods may be imported with her Cargo, or the value of such Goods and Vessel. And provided also, that the Collectors of the said Duties shall be appointed by the General Assembly of this State,

State, or during their recess by the Governor with the advice of the Executive Council which said Collectors shall be Citizens of the same. And no person shall proceed to execute the Office of Collector who holds any office of Trust or profit either in this or any of the United States, nor be directly or indirectly concerned in trade, and the said Collectors shall be obliged to render in a quarterly return to the Treasury of this State of all Monies so received by them for duties by virtue of this Act and whenever required by the Legislature to produce their books or a fair copy of them for their inspection; and which Collectors when so appointed shall be amenable to and removeable by the United States in Congress assembled alone; And in case of the death, resignation, or removal of any Collector a Successor shall be appointed within thirty days after the United States in Congress assembled shall give notice for that purpose by the General Assembly if sitting, and if not by the Governor with the advice of the Executive Council. And if in any case the General Assembly and the Governor and Council shall neglect to supply a vacancy occasioned as aforesaid within the term of thirty days after notice as aforesaid, power is hereby given to the United States in Congress assembled to supply and fill the same with some Citizen of this State, but which Citizen shall not proceed to execute the Office of Collector if he hold any place of trust or profit either in this or any other

other of the United States, nor until he hath taken the following Oath, Viz': "I, A. B do solemnly swear (or affirm as the case may be,---that I will not directly or indirectly in my own name, or in the name of any other person or persons, carry on, or be concerned in interest in carrying on any trade or commerce during my continuance in Office, so help me God," which oath the Governor or Commander in Chief for the time being is hereby authorized and directed to administer: Provided Also, that none of the said Duties shall be applied to any other purpose than the discharge of the Interest or Principal of the Debts contracted on the faith of the United States for supporting the late War: and that an annual account of the proceeds and application of the aforesaid Revenues shall be made out and transmitted to this State, distinguishing the proceeds of the specific articles, and the amount of the whole Revenue received from each State, together with the allowance made to the several Officers, employed in the collection of the said Revenue.

And be it further enacted by the authority aforesaid that this Act shall be in force, and begin to operate as soon as the United States in Congress assembled shall notify to the General Assembly of this State, or to the Governor or Commander in chief during their recess that all the other States in the Confederation have passed Acts vesting the United States in Congress assembled with power to levy in the respective

spective States like Duties to be appropriated in like manner, and for the space of twenty five years, unless this State shall make actual payment of their quota of the principal and Interest of the federal debt contracted on the faith of the United States for supporting the late war previous to that period; And also that Congress shall take the most effectual measures in their power to ascertain the quota of this State, agreably to the Confederation, with seven years; And that it shall continue in force from that time for the space of twenty five years (except such quota be paid as aforesaid) in the nature of a grant sacred and irrevocable by any one or more of them without the concurrence of the whole, or a majority of the United States in Congress assembled: PROVIDED ALSO that the monies arising from the said Revenue and other Monies that may be appropriated for the like purposes shall not be sufficient to discharge the said principal debt and Interest before the said term of twenty five years is expired: Provided Also, that nothing herein contained shall extend or be construed to extend to give the United States in Congress assembled a power to impose or levy any Duty on Negroes or other Slaves imported into this State.

And be it further enacted by the authority aforesaid that when and as soon as this Act, agreable to the terms and provisoes before mentioned, shall begin to operate in this State, that then an Act intitled "An Act for regulating the Trade,

Trade, laying Duties upon all Wares, Goods, Liquors and Merchandize, and Negroes imported into this State; also an Impost on the Tonnage of Shipping, and for other purposes therein mentioned shall be and the same is hereby declared from that period, to be repealed in all and every part, except so much thereof as respects the laying on and recovering a tax or duty on Negroes imported into this State; and also so much as relates to the tonnage on shipping arriving in the different Ports of this State, which is in no wise to be effected by such operation.

By order of the House:

WM GIBBONS, Speaker.

Augusta 13th
February, 1786.

(State Archives.)

AN ACT

To revise and amend an Act. for regulating the Trade. laying duties upon all Wares, Goods, liquors Merchandizes and Negroes imported into this State also. an impost on the Tonnage of Shipping and for other purposes therein mentioned.

WHEREAS

Amend Act Regulating Trade by Levying Duties.

WHEREAS it is expedient for the use of this State to lay a Duty on goods Wares liquors Merchandises and Negroes and also an impost on the tonnage of Shipping arriving within the same.

BE IT ENACTED. by the Representatives of the Freemen of the State of Georgia in general Assembly met and by the Authority of the same that from and after. the passing of this Act the following duties shall be paid and. levied upon all goods, Wares; liquors Merchandizes and Negroes imported into any part of this State and the following Imposts on the tonnage of Vessels arriving within the same. that is to say,

On every Gallon of Jamaica Rum three pence

On every gallon Molosses from any part of the british Dominions one penny.

On every gallon Molosses from any other part of the World three farthings

On every gallon of Beer, Porter, Ale, Cyder or Perry, imported in casks one penny half penny.

On every hundred Pounds Weight of brown. or clayed Sugars from any British port two Shillings.

On every hundred weight of brown or clayed Sugars from any other Part of the World. One Shilling and sixpence .

On

On every pound of refined Sugar. from any part of the british Dominion One penny.

On every pound of refined Sugar. from any other Port. three farthings .

On every hundred Pounds weight of Cocoa and pimento four Shillings and sixpence

On every hundred pounds weight of Coffee. three shillings.

On every dozen of bottled liquor sixpence.

On every pound of Bohea Tea four Pence.

On every pound of Tea of any other Kind One shilling.

On every gallon of Wine the growth and produce. of Spain or Portugal sixpence

On every gallon of Wine the growth and produce of France three pence.

On every gallon. of Windward Island Rum three pence.

On every gallon of Taffia Rum two pence

On every gallon of Brandy. Gin. Arrack Cordials and liquors two pence.

On every pack of Playing Cards nine pence

On every Backgammon Table One Dollar

On every pound of Tobacco not Manufactured in the United States One Dollar

On

On Gold, silver, or Tinsel lace, gauses thread or silk laces edgings, edgings plate or Jewellery China either East india or European, and all. European. or East. India silks ten per Cent on the first cost

On all other goods Wares and Merchandize not before enumerated (except the produce and Manufacture of the United States of America) imported into any part of this State, two and an half per Centum on the value of such imports to be ascertained as herein after directed.

On all British Vessels two shillings per ton and nine pence. on all others according to Carpenters Measurements

On all Negroes imported immediately from the Coast of Africa (except sucking Children) and on. all. that may be imported from the West India Islands, provided they have not been there longer than six months thirty Shillings, and ten pounds on all. Negroes that have been longer. in any of the West india Islands than six months except such as have. been removed from one of the United States during the late Revolution and on such. a Duty of thirty shillings.

On all goods Wares and Merchandises disposed of by Vendue. Masters employed as Factors, or on Commissions, two and a half per Cent to be returned in the same manner, as goods sold at Vendue now are AND

AND WHEREAS it is highly expedient that every degree of encouragement should be given to the Citizens of the United States of America to build and equip Vessels within this State.

BE IT THEREFORE ENACTED. by the Authority aforesaid that from all and every article of Merchandize and Negroes (as are before enumerated and comprehended. within this Act) imported into this State, in any Vessels so built and equipt wholly the property of any Citizen or Citizens of the United States a deduction of twenty five per cent shall take place on the amount of the duties which the said articles of Merchandize and Negroes are otherwise subject to by this act; and that from all Merchandizes and Negroes imported into this State. in any Vessel or Vessel built in any of the United States and wholly the property of any Citizen or Citizens thereof, a Deduction of ten per Centum shall take place in the Amount of the duties which the same would otherwise be subject to by this Act, and as the Importation of specie into this State will be highly beneficial thereto.

BE IT THEREFORE ENACTED by the Authority aforesaid that any person or persons whatsoever who shall import Specie in any Vessel or Vessels laden as aforesaid into this State for the purpose of paying the Duties laid on the same by this Act, then, in that case. a deduction of Fifteen per Centum

Centum shall. take place. on the amount of the duties which said Ladings and Cargoes would otherwise be subject. to by this Act,

AND WHEREAS the encouragement of Manufacturers in this State will promote. adventure and Industry and tend greatly to the general Interest thereof. BE IT ENACTED. by the Authority aforesaid that any person or persons who will erect and establish a Distillery or Distillories in this State shall be allowed and paid a premium equal to the duties arising by this Act. on such quantity of all such as such persons shall. actually Distill in such Distillories

AND BE IT ENACTED by the Authority aforesaid that the Captain or Commander of any Ship or Vessel. that shall arrive in any port of this State shall within twenty four hours after his arrivel make a Report to the Collector of such Port., and within three Days shall enter Vessel and make out two Manifests of the Cargoe on Board, in which Manifests Shall be expressed the marks and numbers of all bails Packages and Casks and an exact account of the number. and quantity and Kind of all other goods and merchandises and the name or names of the person or persons to whom each package or such Merchandize is or are Consigned also an exact account of all the Money imported in said Vessel. and shall take and subscribe the following Oath. which shall be

be entered on said Manifest I. A. B. do solemnly. swear that this is a just and true Manifest of all the goods wares and monies and Merchandize imported in the Vessel of which I am Master one of which manifest with the Register of his vessel shall be delivered to the Collector. of the Port one of the Manifests to be filed in his Office and. the other shall be delivered to the Clerk of the Superior Court. where such entry shall be made, to be transmitted by him within One Month. to the Treasurer. of the State who shall Charge the Collector with the amount of Duties that may be due. thereon and the said Clerk of the superior Court. shall be entitled to the sum of a quarter of a Dollar for each Manifest to him delivered which shall be paid by the Commander. or Master of the Vessel.

AND BE IT ENACTED. by the Authority aforesaid that the Master. or Commander. of such Vessel. shall. previous to entry give Bond. and approved Security to the Collector in the sum of One thousand Pounds conditioned for his conforming to the Laws of the Land during his stay in this State. and to cover or pay any Damages that any Citizen or other person may by his or their means sustain and the Master. of any vessel shall be authorized to detain and Keep on board in his Possession a quantity of Goods of each Consignment which he may think sufficient to pay the Duties on such goods by him

him brought in PROVIDED the same does not exceed. in Value. twice the sum. of Duties that may be due. on said Goods.

AND BE IT ENACTED by the Authority aforesaid that all Merchants Factors, or others to whom any Goods Wares or Merchandize as aforesaid shall be consigned shall make out two full. and exact accounts thereof specifying the marks and numbers of each Bale, Parcel or Cask., and the precise value of all the Goods contained in each, distinguishing and setting down the amount of the value. of all Goods made subject. by this Act. to a duty of Ten per Centum., and of such as are subject to. a Duty of Three per Centum and likewise the number quantity and Kind of all other Goods of every Kind subject. to Duty by this Act and after a full compliance with the foregoing regulations (and not till then) the Collector. shall issue a permit for the landing of the Goods, Wares and Merchandize, therein specified, and in case any Master. of a Vessel, Merchant, importer, Factor or Supercargo. or other Person shall put or cause to. be put on Shore. any of the Goods, Wares Liquors and Merchandizes herein enumerated and comprehended. or shall put them into any Boat or Vessel. in order. to have. the same Landed before, a permit is duly obtained for that purpose from the Collector. in manner herein before directed all such. goods, Wares, liquors and Merchandize so landed. or put on Shore. or so laden, any boat or Vessel shall be forfeited

forfeited and all persons are hereby required to be aiding and assisting to the said Collectors. and searchers or to any Agents, informers, seizers or discoverers in case of their meeting with opposition in seizing or searching for the said Goods, Wares, liquors and Merchandize unloaded or landed contrary to the true intent and meaning of this Act.

AND WHEREAS the Duties imposed by this Act may be evaded in case any Master. Merchant or other person importing Goods Wares liquors and Merchandize subject to the same as aforesaid should be allowed to sell or dispose of such Articles by wholesale or retail on board of the Vessel in which the same were imported or on board. any boat or Vessel wherein the same may be put.

BE IT THEREFORE ENACTED. by the authority aforesaid that no such person. shall be allowed to barter or sell any such Articles herein before enumerated. and comprehended either by wholesale or retail. on board any Vessel in which the same may be imported into this State before a Certificate or permit be first obtained from the Collector in manner herein before directed on pain of the forfeiture of all such Goods Wares and Merchandizes so sold or bartered and moreover the sum of Two hundred pounds to be recovered in manner herein after directed.

AND

AND BE IT ENACTED by the Authority aforesaid that the importer or importers of Liquors or sugars into this State shall be allowed in the estimate of the Duties arising thereon by this Act. a deduction of ten percentum for Leakage and Wastage upon his Invoice and entry made as aforesaid but if the importer shall suspect that such leakage or wasteage is greater than the Collector shall gauge the said liquors and weigh the said Sugars at the expence of the importer., and such leakage or Wasteage if entered with the Collector and not otherwise shall be allowed. but if the Collector shall suspect any cask hogshead pipe box or Chest to contain a greater weight or quantity than what is entered for then the said liquors shall be gauged by cubical inches and the Sugars be weighed and if a Surplus of quantity or weight shall be discovered the importer shall make an entry of the same. and pay the Duty thereon and shall also pay the expences of gauging or weighing such Sugars or Liquors.

AND BE IT FURTHER ENACTED by the Authority aforesaid that it shall and may be lawful for the Collector., with any of his Agents Assistants or informers by virtue of a Warrant from a Justice of the peace first had and obtained upon the Oath of one or more creditable person or persons with one or more Constables to enter and search at any time between the sun rising and sun setting, all Cellars Stores, Warehouses

Warehouses and suspected places and the same to break open (if leave to enter by the owner be refused) and there to search for any Goods, Wares, Liquors, and Merchandize hereinbefore enumerated and comprehended; and which they are informed were there carried and concealed., contrary to the intent and meaning of this Act, and the same if discovered shall be seized and forfeited. PROVIDED such seizure be made within one month after the Commission of the offence.

AND BE IT FURTHER ENACTED. by the Authority aforesaid that if any Master of a Vessel., Merchant., Factor, Supercargo. or other person who shall import into this State any of the goods, Wares, liquors, and Merchandizes herein before enumerated, and comprehended shall make out and deliver to the collecter of any port or district of the State false entries or Manifests or his Cargo with a view to Defraud the State of its duties he shall forfeit treble the value of the duties arising on the whole of such Cargo to be recovered as herein after directed.

AND BE IT FURTHER ENACTED. by the Authority aforesaid that the Collectors of the different Ports and Districts in this State be hereby appointed receivers of all duties, imposts, dues penalties, and forfeitures growing due and payable to this State, for the use of the public thereof by virtue of this fact, and which shall

shall be levied in any port or District within this State; and the Collectors shall fairly keep, and render an Account from time to time, when thereunto required by the Legislature, or the Governor and executive Council for the time being, and shall pay such duties, imposts, dues, penalties and forfeitures which they may so receive into the public Treasury of this State, on pain of the forfeiture of one hundred pounds for every neglect or default; the monies arising from the said Duties, imposts, dues, penalties, and forfeitures to be a fund set apart for the payment of the civil list and contingencies of Government. for the present year and subject to the order of the Legislature or of the Governor and executive Council for the time being, And each of the said Collectors shall take Oath before the Governor and Council or one of the assistant Justices of the County in which he shall reside which shall be in the following Words. "I. A. B. do solemnly swear that I will not receive directly or indirectly any fee or gratuity for the discharge of the Duties of my office as Collecter for the Port of other than the Salary allowed by this Act. so help me God. AND the said Collectors shall respectively enter into bond with good and sufficient security to his honor the Governor. and Executive Council for the time being, to be taken by the said Governor and Council or an Assistant justice of the County wherein such Collector resides

sides for the faithful performance of the Duties of his Office, the Collector of the Port of Savannah in the sum of two Thousand pounds; and the Collector. of the Port of Sunbury in the sum of five hundred pounds:

AND BE IT ENACTED by the Authority aforesaid, that the several fines penalties and forfeitures which shall be incurred or become due by virtue of this Act shall and may be sued for prosecuted and recovered by action of Debt, bill plaint or information in any Court of Record within State. and one Moiety of all the respective forfeitures that shall be incurred by virtue of this Act, shall be applied to the use of this State, and paid as from time to time be directed by the House of Assembly and the other Moiety thereof shall go to him or them who shall inform and Sue for the same PROVIDED that such fines penalties and forfeitures be sued for within three months after the Commission of the offence. and not after .

AND BE IT ENACTED by the Authority aforesaid, that if any goods, Wares, Liquors, and Merchandizes herein before enumerated and comprehended shall be seized for any offense committed or done against this Act, and the property claimed by any person as Importer thereof, the burthen of the proof shall lie upon the owner or claimer and not upon the prosecutor or Informers.

AND

AND BE IT FURTHER ENACTED by the Authority aforesaid, that no replevin shall lie nor be granted for the delivery of any Goods, Wares, Liquors and Merchandizes herein before enumerated and comprehended seized by virtue of this Act, but that the Chief Justice or assistant Judges may make an order in case of goods perishable only to have the same appraised and valued, upon security being given for the value of such goods.

AND BE IT FURTHER ENACTED, by the Authority aforesaid that if any Action or suit shall be brought or prosecuted in any Court of Record in this State against the Collector or Collectors or any other person or persons whatsoever for any matter or thing done or to be done by him or them by virtue of this Act it shall and may be lawful for such Collector or other person or persons to plead the general Issue and give this act and the special matter in evidence.

AND WHEREAS it is necessary for the encouragement and security of the Trade and navigation of the State that the Pilots of the different Ports thereof be made subject to such rules and regulations as may answer the said purposes.

BE IT ENACTED by the Authority aforesaid that the following persons namely Samuel Elbert Joseph Clay, William O Bryan, Edward Davies,

Davies, Seth John Cuthbert, William Pierce, John Habersham Thomas Newell and Thomas Cummings be and they are hereby invested with full power and authority to appoint any number of Pilots they may think necessary for said Port, and prescribe and establish such rules and regulations as they may deem expedient therefor which rules and regulations shall be binding upon all such Pilots and those who Act under them and upon all other persons concerned therein.

AND BE IT FURTHER ENACTED by the Authority aforesaid that Job Pray William Peacock senr: John Hardy John Baker and Nathan Brownson be and they are hereby appointed Commissioners for the Port of Sunbury invested with the same powers as those mentioned in this Law for regulating the Pilotage of the Port of Savannah.

AND BE IT ENACTED by the Authority aforesaid that any person or persons bringing Negroes into this State, with an intention to settle and become a resident or residents within the same, and shall make Oath before the Collector in manner following I. A: B: do solemnly swear or affirm (as the case may be) that the Negroes now brought into this State by me. is with intention to settle therein as I intend to become a resident in this State, and not imported for sale as Merchandize either public or private. then and in that case. such

Negro

Negro or Negroes shall not be liable to pay the Duties levied by this Act, any thing herein contained to the contrary notwithstanding. AND BE IT ENACTED, by the Authority aforesaid that two additional searchers be appointed for the port of Savannah, and they shall take the same Oath and be allowed the same encouragement as the other searchers appointed by an Act passed, the present Session. Entitled an "Act to revise the Laws for regulating the ports of Savannah and Sunbury for clearing the river Savannah &c: are allowed.

AN BE IT FURTHER ENACTED for the encouragement of searchers in their respective offices, that one third of all Seizures duly condemned shall be and are hereby declared to belong to, and be the property of the searcher seizing the same, provided, that should there be an Information lodged with such searcher, one half of such third shall go to such informer and the other two thirds to the use of this State.

AND BE IT FURTHER ENACTED. by the Authority aforesaid that the Collecters of the different Ports in this State may exercise the Duties of searcher, and receive the same compensations as are allowed the said searcher's by this Act.

AND BE IT ENACTED by the Authority aforesaid that an Health Officer of the Port of Savannah

Savannah and Surgeon of the Seamens Hospital in that Town be under the direction of James Houstoun and others heretofore appointed Commissioners of the said Hospital, who are hereby appointed Commissioners for carrying into effect the erection and establishment of the said Hospital, and the said Health Officer and Surgeon. shall be entitled to receive the sum of three Shillings and sixpence for every Topsail Vessel and two shillings and four pence for every other Vessel, Coasters and Vessels in distress only excepted.

AND BE IT ENACTED by the Authority aforesaid, that of the money received on account of Tonnage the sum of three pence for every such Ton shall be appropriated and set apart as a fund towards erecting an Hospital for the reception of sick and disabled seamen in the Town of Savannah.

AND WHEREAS the Duties imposed by this Act, have been, and may continue to be evaded by persons bringing Goods Wares, liquors, and other Merchandize into this State, over Land, from the other States unless measures are taken to prevent the Same,

BE IT THEREFORE ENACTED by the Authority aforesaid that any person or persons bringing Goods or other Merchandize not the growth or produce of the United States over Land. into this State, shall be subject. to the same. regulations, and pay the same duties as

as are imposed by this Act on Merchandize coming into any part of the same, And any person or persons bringing Goods as aforesaid shall make an entry on Oath of the same (Goods for family use excepted) within ten Days after their arrival, and previous to breaking bulk or package to such Collector or other Persons as may be appointed by the Governor and executive Council for the purposes of carrying this clause into execution which said Collector or other person to reside at Augusta and be allowed Ten percentum on the amount of all duties received by him.

AND BE IT ENACTED by the Authority aforesaid that the Collector of the duties, for the Town and District of Augusta, shall have the like powers to take and retain property for payment on Duties as herein pointed out or vested in Captains or Commanders of Ships or Vessels. AND BE IT ENACTED by the Authority aforesaid that all and singular the Duties imposed by this Act shall be paid in Gold and silver Coin and nothing else, into the Collectors office before such Ship or Vessel shall be cleared out at either the aforesaid Collectors shall report the sum or sums by them respectively received by monthly returns to the Legislature or in their recess to the Governor and Executive Council.

By order of the House

WM GIBBONS Speaker.

Augusta 13th:
February 1786 } (State

(State Archives.)

AN ACT.

To prevent persons from settling or surveying any part of the late Cession of Lands between the Rivers Alatamaha and Saint Marys.

WHEREAS it is not proper that any of the late Cession of Land, between the Alatamaha and Saint Marys river should be settled or Located at present

BE IT ENACTED by the Representatives of the Freemen of the State of Georgia in general Assembly met, and by the Authority of the same, that no person shall presume to survey or settle on any Lands lying between the Alatamaha and Oakmulga and Saint Marys River's above the old Indian boundary line being Lands lately ceded to this State, and if any survey shall be made it shall be of no effect and the person making such survey shall forfeit and pay the sum of one pound for every Acre of Land so surveyed; and all Warrants for surveying Lands within the above boundaries, and all grants of Lands therein are hereby declared void null and of no effect; and all such Lands shall still be deemed Vacant Land., and shall be liable to be Surveyed as such when the Legislature shall give permission to locate the Lands above mentioned PROVIDED that nothing herein contained shall extend to the Counties of Glynn

Glynn and Camden the Vacant Lands of which may be Surveyed as formerly: AND if any person shall settle on the said Lands, before the Legislature, shall give permission to locate the same such settlement shall not give any right of preemption of preference whatever.

AND BE IT ENACTED by the Authority aforesaid that so much of the late Land law as requires all persons to register their grants in the office of the County Surveyor, within twelve months from the date thereof be and the same is hereby repealed.

AND BE IT ENACTED that no Warrant shall ever be out of Date if Surveyed within two years from the date of said Warrant.

By order of the House.

WM GIBBONS Speaker.

Augusta 13th:
February 1786.

(State Archives.)

AN ACT.

To make provision for Officers, Soldiers and Seamen. who have been disabled in the Service of the United States.

WHEREAS by a resolution of Congress of June 17th: 1785. it is recommended to the several States to make provision for officers Soldiers or Seamen, who have been disabled in the Service of the United States.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in general Assembly met, and by the Authority of the same, that John Brickell and James Lauder esquires be and they are hereby appointed Inspectors for this State, who shall in manner herein after pointed out, examine and make a compleat list of all the Officers, Soldiers, or Seamen resident in this State, who have served in the Army or Navy of the United States, or in the Militia in the Service of the United States, and have been disabled in such service so as to be incapable of Military duty or of obtaining a Livelihood by by labour, - - - In this list shall be expressed the pay, age, and disability of each Invalid, also the Regiment, corps, or Ship to which he belonged, and a Copy of the same shall be transmitted to the office of the Secretary at War, by the Secretary of the State

State, within one Year from and after the passing of this Act: and a like description list of the Invalids resident in this State, shall from year to year be annually transmitted to the office of the Secretary at War.

AND BE IT FURTHER ENACTED by the Authority aforesaid, that no officer soldier or Seaman, shall be considered as an Invalid, or intitled to pay unless he can produce a Certificate from the Commanding Officer or Surgeon of the Regiment, Ships, Corps or Company in which he served, or from a Physician or Surgeon of a Military Hospital or other good and sufficient Testimony setting forth his disability; and that he was thus disabled while in the service of the United States.

AND BE IT FURTHER ENACTED that all Commissiond Officers within the aforesaid description, disabled in the service of the United States, so as to be wholly incapable of Military duty or of obtaining a livelihood by Labour, be allowed a yearly pension equal to half their pay respectively, and all Commissioned officers as aforesaid who shall not have been disabled in so great a degree be allowed a Yearly pension which shall correspond with their degree of disability, compared with that of an Officer wholly disabled: That all non commissioned officers and Privates within the aforesaid description disabled in the Service of the United States so as to be wholly incapable of

of Military or garrison duty, or of obtaining a livelihood by Labour, be allowed a Sum not exceeding five Dollars per Month: And all non-Commissioned Officers and privates as aforesaid, who shall not have disabled in so great a degree, be allowed such a sum as shall correspond with the degree of their disability, compared with that of a non-commissioned Officer or private wholly disabled. AND BE IT FURTHER ENACTED. That the Inspectors appointed by this Act, shall examine all claimants, and report whether the person producing a Certificate, setting forth that he is an Invalid, be such in fact and if such to what pay he is intitled, and thereupon the Inspectors shall give to the Invalid a Certificate specifying to what pay he is entitled, and transmit a Copy thereof to the Governor and Council, who shall receive and record the same.

AND BE IT FURTHER ENACTED that his Honor the Governor do Issue his Warrant on the Treasurer in favor of such Commissioned Officers, non-Commissioned and privates, for the sum or sums to which they shall be respectively entitled agreeably to the before mentioned Certificates: the said payment to be deducted from the quota of this State in the Requisition of Congress for the year on which they shall be made; PROVIDED that no officer who has accepted his commutation for half pay shall be entered on the list of Invalids unless

unless he shall have first returned his Commutation;

AND BE IT FURTHER ENACTED, that such Invalids under the aforesaid description as are Citizens of this State, and are capable of Garrison duty, may be formed into corps to be employed in guarding Military stores aiding the police, or otherwise as his honor the Governor may direct, WHEN such Invalids shall be formed into Corps, there shall be quarterly returns, comprehending the pay, age, disability, Regiment, Ship or Corps to which they severally belonged, made out and signed by their Commanding officer and transmitted to the Governor and Council, who shall issue Warrants for their pay according to said returns.

AND BE IT FURTHER ENACTED. by the Authority aforesaid, That all Invalids, as well those formed into Corps, as those who are not, shall annually apply themselves to a Majistrate of the County in which they reside or may be stationed ,and take an Oath, on which the Majistrate shall grant the following Certificate, Viz^{t}. A. B came before me One of the Justices for the County of in the State of Georgia, and made oath that he was examined by appointed by the said State, for that purpose obtained a Certificate or had his Certificate examined and Countersigned, setting forth that he had served in that he was disabled by and that he

he now lives in the State of Georgia and in the County of.

The affidavits drawn according to the above form, and Dated and attested by a Majistrate, shall be sent by the said Majistrate to the Secretary of the State who shall receive and record the same, and a Counterpart of the Affidavit shall be preserved by the person taking it, to be exhibited to the Governor & Council.

By order of the House

WM GIBBONS Speaker.

Augusta 13th Febr. 1786.

(State Archives.)

AN ACT.

To amend. an Act. for ascertaining the qualifications necessary for the admission of Attornies, Solicitors and Proctors in this State.

WHEREAS the restrictions in the said Act may prevent many persons of abilities, Knowledge, and integrety from becoming Citizens of this State,

BE IT THEREFORE ENACTED by the freemen

freemen of the State of Georgia in general Assembly met, and it is hereby Enacted by the Authority of the same, That from and after the passing this Act any person being desirous to plead and practise in the several Courts within this State shall make application to the Chief Justice and assistant Justices of the Superior Courts within any of the Counties; who are hereby authorized and required to receive such Testimonials as such persons shall offer and to examine such person as to his Knowledge and capacity in the profession of Law in open Court, and if from such Testimonials it shall appear that such person has been a Citizen of this or any other of the United States during the late War, of good repute and well attached to the government established in America by the late revolution and from such examination that such person is possessed of sufficient Knowledge and capacity to render him duly qualified to act as an Attorney Solicitor and Proctor then and in such case the Chief Justice do certify the same under his hand and seal to the Speaker of the Assembly for the time being to be laid before the house together with such Testimonials for their deliberation any thing in the said Act to the contrary in anywise notwithstanding

BE IT ENACTED by the Authority aforesaid that all those who have applied to this House by petition for leave to plead and practise as Attorneys shall be and they are and each and every

every of them admitted provided only that such persons do undergo the examination and obtain the Certificate of the Chief Justice in manner herein before pointed out, And from and after the passing this Act, that no Attorney hereafter to be admitted shall plead in any Court of Record in this State, till they have paid into the Treasury their sum of Ten pounds except those who have now petitioned and provided they have had the residence required by a former Law for admitting Attornies Solicitors and Proctors.

AND BE IT ALSO ENACTED by the Authority aforesaid that from and after the passing of this Act that William Stith Senior William Stith Junior, Peter Carns, Thomas Petters Carns, Joseph Welcher, William Rogers, Henry Osborne, William OBryan Junior, Joseph Clay Junior, Edward Loyd Henry Peronneau and George Foster esquires be and they are hereby permitted and Authorized to plead and practise as Attornies in the Several Courts of Law in this State under the same restrictions as to examination only as is pointed out by this Act.

By order of the House

WM GIBBONS Speaker.

Augusta 13th:
February 1786 }

(State

Enumerating Inhabitants.

(State Archives.)

AN ACT.

To obtain an account of all the White and other Inhabitants of every Age, Sex, and condition within this State.

WHEREAS it is necessary to obtain an account of the number of all white and other free persons of every Age, sex and condition, including those bound to Servitude for a term of years, and also all persons not in the description aforesaid of every Age and sex (Indians not paying taxes only excepted).

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same, that the persons appointed to receive the lists of taxable property in each district of the several Counties within this State, when they receive the said returns of taxable property shall also take an Account of every person of every Age sex and condition in each family; and at the time appointed by Law for making a return of the lists of Taxable property the said receiver shall also make out an accurate account of the number of Souls in each district respectively distinguishing them in manner herein after pointed out, which the said receivers shall return to the Clerk of the County wherein such receiver resides on the first day of

of June next, And the Clerk of each County respectively shall make out an account of the whole number of souls as aforesaid within such County from the returns made to him by the said receiver's, according to the form herein after pointed out; which said Account the said Clerk shall transmit on or before the first day of November ensuing to the Secretary of the State for the time being who shall digest the same into one general Account exactly in the form herein pointed out. Wherein shall appear the whole number of Souls within this State, at one view; the Said account to be deposited and Kept in in the said Office, and the said Secretary shall make out an exact copy thereof authenticated under the great Seal of this State, and shall lay the same before the next House of Assembly to whom they are refered for a just and adequate compensation for their trouble therein.

AND in order that the Account of the number of souls as aforesaid within this State may be as exact as possible BE IT ALSO ENACTED, by the Authority aforesaid that if any person shall fail to return to the said receiver of Taxable property an accurate account of the number of souls as aforesaid, before the said first day of June next such person so failing shall forfeit and pay the sum of five Pounds for each and every person omitted, to be recovered with Costs by any person or persons who will Sue for the same, in the Court of conscience

Enumerating Inhabitants.

conscience of the said County wherein the offenders lives. AND if any of the several officers herein before mentioned shall fail to perform the several Duties hereby required of him or them respectively such officer or officers so offending shall each of them forfeit and pay the sum of Ten pounds recoverable with Costs by any person or persons who will inform and sue for the Same, in the Superior Court of the County where such offender resides

AND BE IT FURTHER ENACTED that the return of the several receivers and of the Clerk of each County respectively shall be as follows to-wit - - -

An account of the number of Souls in the Country of { or the district of } for the year 1786.

All free persons of every Age sex and condition -------				Persons bound for a term of years				Slaves	
Males of 16 years old or more.	Females of 16 years old or more	Males under 16 years old	Females under 16 years old	Males of 16 years old or more	Females of 16 years old or more	Males under 16 years old	Females under 16 years old	Males	Females

AND

AND the Account of the Secretary of State aforesaid shall be in the above form except that it shall be called and described as an accurate account of the whole number of Souls in the State of Georgia taken in the year One Thousand seven hundred and eighty six, and shall contain as many lines as there are Counties that the Number of each County may also appear on the general Account.

By order of the House

WM GIBBONS Speaker.

Augusta 13th:
Febr. 1786 -

(State Archives.)

AN ACT.

To appoint Agents to defend the rights of the State of Georgia to certain Territories claimed by the State of South Carolina

WHEREAS the Legislature of the State of South Carolina did present a petition dated the Twenty fourth day of March one thousand seven hundred and eighty five to the United States, of America in Congress assembled, stating that they did claim the "Land lying between

tween the North Carolina line and a line to be drawn due West from the mouth of Tugaloo river to the Mississippi because as they contend the River Savannah loses that name at the confluence of Tugaloo and Keowee Rivers, consequently that spot is the head of Savannah" Also the Lands lying between a line to be drawn from the head of Saint Marys to the head of the Alatahama Rivers, the Mississippi River and Florida as being within the limits of its Charter and not annexed to the State of Georgia and praying that a Federal Court might be appointed to hear and determine the dispute And difference between the said two States relative to the said Territory, agreeable to the Articles of Confederation, and perpetual Union, between the United States of America. AND WHEREAS the said United States in Congress Assembled, by an Act, of Congress dated at New York the first day of June one thousand seven hundred and Eighty four, did notify to the Legislature of the State of Georgia, that they had assigned the second monday in May next, for the appearance of the said State of Georgia and South Carolina by their lawful Agents to proceed in the premises, now that the just rights, and Jurisdictions of this State, to the Territories claimed by the State of South Carolina in their petition above recited may be properly verified and such proceeding be had in the premises as the said Articles of Confederation and perpetual Union direct. BE

BE IT ENACTED by the Representatives of the freemen of the State of Georgia, in general met, and by the Authority of the same. That the honorable William Houstoun, George Walton, and William Few. esquires, be and they are hereby appointed Agents for this State in the disputes and differences aforesaid on behalf of this State, and they the said William Houstoun, George Walton and William Few or any two or more of them are hereby fully authorized, and empowered to appear and represent this State, before the United States in Congress assembled., on the second Monday in May next, and at all such other times, and places as they may there after direct, and appoint by Joint consent with the Agents or Commissioners for the State of South Carolina in this behalf appointed, to nominate and agree upon such persons, as they may think proper, to be Commissioners, or Judges to constitute a Federal Court, finally to determine the disputes and differences aforesaid between the said States. AND if it should so happen that the said Agents herein before mentioned or any one or more of them, and the Agents or Commissioners, on this behalf appointed by the State of South Carolina, cannot agree in the choice of persons to be appointed Commissioners or Judges to form a Federal Court., as aforesaid, then the said Agents here in before appointed or any one or more of them, shall and they are hereby declared to have full power

power to name proper persons for that purpose; to be struck and Commissioned by the United States in Congress assembled, according to the form pointed out by the Confederation and perpetual Union of the said United States; And to appear before the said Court when legally appointed and convened, there to Defend and vindicate the Rights and Jurisdiction of this State, taking all due and lawful ways, and means in their power, that the final issue of the said disputes and differences may be successful for this State For which purpose they are hereby authorized and empowered to employ and engage all such Council learned in the Law and all such Solicitors as they may think proper and necessary on the Trial, and in prosecution of the Claim, and right of Jurisdiction of this State, to the Territories in question, hereby confirming and establishing whatever they the said Agents or any one or more of them shall or may lawfully do, in behalf of this State in the premises.

AND BE IT ENACTED by the Authority aforesaid, that the said Agents herein appointed or any one or more of them, shall and are hereby declared to have full power, and are hereby required to examine the Records of this State, and take and carry away, so that they may be produced at the Trial, all such original papers and Records as they may think proper Authenticated under the Great Seal of this State,

State, or such sufficient Authenticated Copies of the same exemplified as aforesaid as they may deem proper to be given in Evidence on the said Trial And the Officers keeping such Officers are hereby required to furnish the said Agents, or any of them with the same when called for, without fee or reward.

By order of the House

WM GIBBONS Speaker.

Augusta
Feb^{y} 13th. 1786.

(State Archives.)

AN ORDINANCE

For appointing Agents to reside in the Indian Nations.

BE IT ORDAINED by the Representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same, that three Agents of Indian affairs be appointed, one of which shall reside in the Cherokee Nation—and shall manage the affairs of that and the Chickasaws, and one in the Creek Nation and the other in the Choctaw Nation; And the said Agents shall be vested with all the powers of a Justice of the peace and shall reside in the Nation to which they may seperately be appointed, and it shall be the duty

duty of said Agents and they are hereby each of them impowered to hear and determine all disputes and matters of controversey that may arise between the Traders, and to preserve peace and order among the Indians, to receive the Indian Talks, and transmit them to the Governor with such information as they or ether of them may receive from time to time from any of the Agents, Tribes, or Nations of Indians AND BE IT FURTHER ORDAINED that the said Agents shall take the following oath before the Governor in Council I. A B appointed Agent of Indian affairs to reside in . . . . . Nation do Solemnly swear that I will to the utmost of Abilities support the Laws and Constitution of this State, and faithfully discharge the duties required of me as such Agent and that I will obey such instructions as I may receive from the Legislature or Governor and Council so help me God; and the Governor, is hereby required to sign and deliver a Commission to each of the said Agents to continue during good behavour provided always and BE IT ORDAINED that the Governor and Executive Council in the recess of the Legislature shall have power to suspend and remove from office any of said Agents for Malconduct or any misbehavior and to appoint some other Person to fill such Vacancy.

By order of the House

WM GIBBONS Speaker.

Augusta 13th
February 1786 } (State

(State Archives.)

AN ACT

For improving the Navigation of Savannah River from Raes Creek, to the Mouth of Tugaloo, and up that River to Tugaloo old Town.

WHEREAS nothing contributes more to the Advantage of the Citizens, or to the opulence of the State, than making easy, and extending the Navigation of Rivers, AND WHEREAS it is necessary for the purpose of opening the River Savannah from Raes Creek to Tugaloo old Town, that a large sum of Money should be raised, for defraying the expences thereof, which Policy and Justice dictate should be paid by such persons as will immediately be most advantaged thereby. BE IT ENACTED by the Representatives of the Freemen of the State of Georgia in general Assembly met, and by the Authority of the same, that an Assessment of five Shillings for every hundred Acres of Land, of the first quality, and two shillings and sixpence for all other Land granted to or surveyed for any persons lying within the limits herein after mentioned shall be levied on the same; and the mode of collecting the same shall be as follows: The Commissioners hereby appointed shall nominate some fit and discreet person in each district, to receive the returns, and make the Collection of the Assessments in their

their respective districts and who shall, previous to their acting give Bond, and approved Security, to the Commissioners, and who shall be entitled to receive two and a half per cent, on the Amount of the Assessment therein AND BE IT ENACTED, that within five Miles of Savannah River, from Raes Creek, to the Mouth of Little River, shall be one District, from thence to the mouth of Soap Creek, and within ten Miles of Savannah River, shall be another District; from the Mouth of Soap Creek, to the Mouth of Broad River, and within fifteen Miles of Savannah River, shall be a third district, from the mouth of Broad River to the mouth of lightwood log Creek; and within fifteen Miles of Savannah River shall be a fourth District; and from Lightwood Log Creek to the Mouth of Tugaloe, and up Tugalo River to Tugalo Old Town within fifteen Miles of Savannah River and Tugalo River, shall be the fifth District and it shall be the Duty of the receivers and Collectors, so to be appointed to give public notice by Advertisement, to the Inhabitants of the District of the time and place, when and where to bring in their returns at least thirty days before the time appointed, and shall attend, on seperate days in three or more Places in the District for that purpose; And where it shall so happen that part only of a Tract of Land shall be within the District, the whole shall be included in the return. And if any person called upon for the Assessment aforesaid,

aforesaid, shall wish to evade it by declaring his Land to lie without the limits specified, he shall not avail himself thereby without a Certificate under the hand of a Surveyor purporting the same, procured at his own Expence, The Receiver shall also make out a Return including the whole so received by him and also all Lands of Non-residents and Defaulters within his District, and transmit a true Copy of the same, to the Commissioners, by such time as they may appoint, who shall digest the whole into one general Return, for the free Inspection of the Inhabitants.

AND BE IT ALSO ENACTED that when the said Receivers or Collectors shall be thereunto required by the Commissioners they shall attend at no less than three places in their Districts aforesaid, for the purpose of receiving the Assessments and shall give notice, in each District, by public Advertisement at least fifteen days before, of the time and place where he shall give such Attendance -

AND BE IT ALSO ENACTED, that at the time the said Receiver shall receive the Returns aforesaid, he shall administer to the person giving in the same the following Oath, I A. B. do Swear (or affirm) that the account I now give in is a just and true account of all Lands lying within the limits pointed out by Act, for extending and improving the Navigation of Savannah River, from Raes Creek to Tugalo old

old Town, which I am now possessed of interested in or entitled to, either in my own right or in the right of others, as Guardian Executor Attorney, Agent, or Trustee, or in any other manner, according to the best of my Knowledge, information or belief so help me God. AND BE IT ALSO ENACTED, that where the Receivers shall find any Tract or Tracts of Land declared to be within the limits aforesaid belonging to my absent person or persons, then they are hereby required to make a return thereof, to the commissioners herein appointed, who shall cause the said Land to be advertized, in some Gazette of this State, with the amount of the assessment, for at least three successive Weeks; and in case no person appears, by the time therein to be mentioned, the said Land shall be considered as subject to the payment of a double Assessments, with all lawful Charges; and as much thereof only shall be sold by the said Commissioner as will pay the same; And they are hereby required to make Titles to the part so exposed to sale, which shall be held and considered as good and valid in Law and Equity.

AND BE IT ENACTED by the Authority aforesaid, that the assessment hereby imposed shall be levied on the goods and Chattels Lands, and Tenements, of the Defaulter, or Defaulters, by Warrant, under the Hands and Seals of the Commissioners aforesaid to be directed to any Sheriff, Deputy Sheriff or Constable,

stable, requiring him or them to levy the same, by distress and Sale giving thirty days notice of the Sale of real and five days of personal or perishable property, returning the overplus, if any, to the owner thereof- And in addition to the assessment, the following fees shall be allowed- for Warrant, One Shilling; and one Shilling for every Pound Levied; and two pence per Mile, outwards only, to be computed from the Dwelling of Said officer serving the same, to the Land on which Levy shall be made.

AND BE IT ALSO ENACTED. that any person or persons holding or claiming any Lands herein declared to be subject to assessment, and refusing or declining to give in a Return thereof when there unto required, by the receivers, as aforesaid, the Lands of all such Persons within such limits, shall be held and considered and is subject, to double Assessment to be recovered by Warrant of distress and sale of such Defaulters Goods or chattels Lands or Tenements. AND the said Collectors shall when thereunto, and at all such times as may be required close their Accounts and deliver the same, on Oath to the Commissioners aforesaid, and after deducting two and a half per cent for their Trouble pay into them all such monies as they may have received by virtue of this Act.

AND WHEREAS large donations have been subscribed, as well in this State as by persons of

of South Carolina, for carrying into effect this very desirable PURPOSE, BE IT ENACTED, that any sum or sums of money, heretofore or which may hereafter be subscribed, is, and are hereby declared to be vested in the said Commissioners, and their successors, who are hereby authorized, on Default of payment, to sue for and recover the same; which Monies so raised by subscription, as also what may be had by assessment, shall be applied, to the sole and only purpose of opening the River Savannah from Raes Creek aforesaid to Tugaloe old Town and Broad River, for fifteen Miles up the same, And the said Commissioners shall hire Artificers, or Persons skilled in clearing Rivers to do the same on the best, and most reasonable Terms that they can; and shall on the first day of February, in every Year make a regular Return, to the Governor and Council of their Proceedings, and of all Monies by them received and expended in execution of this Act,

AND WHEREAS, in carrying on the said Work, there may be frequent Occasions to fell and make use of some of the adjacent Trees, BE IT ENACTED to prevent all Damages which might otherwise arise, that the said Commissioners, or those employed by them as aforesaid, may lawfully and without interruption fell any Trees, or dig any Bank where necessary to carry on this important Work.

AND

AND BE IT ALSO ENACTED, that when the subscription of any person, having Lands within the Limits aforesaid, exceeding their Assessments, shall be in the hands of the Commissioners aforesaid; such person may be excused from paying any of the Rates or Assessments hereby imposed.

AND BE IT ALSO ENACTED. that after the River Savannah, shall be so cleared as aforesaid; a Lock shall be placed at the lower falls, and a contribution of five shillings Per hogshead, be exacted for all Tobacco brought down the said Stream, the growth of South Carolina, unless the said Tobacco shall have been made by a subscriber, or his or her Heirs, and who shall have paid the same towards clearing the said River.

AND BE IT FURTHER ENACTED that Benjamin Cleveland, William Moss, Holman Freeman, Leonard Maubury and Seaborn Jones Esquires shall be, and they are hereby appointed Commissioners for the purpose of carrying this Act into execution.

By order of the House.

WM GIBBONS Speaker.

Augusta 13th:
February 1786

(State

(State Archives.)

AN ACT.

To authorize the Delegates of this State in Congress to subscribe and ratify an alteration of eighth Article of the confederation and perpetual Union.

WHEREAS it has been found by experience that the Mode pointed out by the eighth of the Articles of Confederation and perpetual Union, of the United States of America, for finally adjusting the proportions of the several States of expences incurred for the common defence, or general Welfare is difficult to be pursued; and would not probably afford that equal Justice so desirable in this important Article, AND WHEREAS the United States in Congress Assembled, did by their resolution of the eighteenth day of April One thousand seven hundred and eighty Three, agree to the alteration herein after mentioned and did advise the several States to authorize their respective Delegates to subscribe and ratify the same, BE IT ENACTED by the Representatives of the Freemen of the State of Georgia in general Assembly met, and by the Authority of the same; That any three or more of the Delegates who shall actually represent this State in Congress for the time being; shall and they are hereby declared to be fully authorised and empowered in

in the Name, by the authority and on behalf of this State, and the people thereof, solemnly to subscribe, and ratify in due form the said proposed alteration of the said eighth Article of Confederation and perpetual Union in the Words following, to wit, so much of the eighth of the Articles of Confederation and perpetual union between the Thirteen States of America, as is contained in the Words following to Wit "And charges of War and all other expences "that shall be incurred for the common defence, "or general Welfare, and allowed by the Uni-"ted States in Congress assembled, shall be de-"frayed out of a common Treasury which shall "be supplied by the several States in propor-"tion to the value of all Land., within each "State, granted to, or surveyed for any person "as such Land, and the buildings and improve-"ments thereon shall be estimated according to "such Mode, as the United States in Congress "Assembled shall from time to time direct and "appoint"; is hereby revoked and made void; and in place thereof it is declared and concluded the same having been agreed to in Congress of the United States, that all Charges of War, and all other expences that have been, or shall be incurred for the common defence, or general Welfare and allowed by the United States in Congress assembled (except so far as shall be otherwise provided for, shall be defrayed out of a Common Treasury which shall be supplied by the several States in proportion to the whole

whole number of white and other free Citizens and Inhabitants of every Age, sex and condition, including those bound to Servitude for a Term of Years; and three fifths of all other Persons not comprehended in the foregoing description, except Indians not paying Taxes in each State; which members shall be triannually taken and transmitted to the United States in Congress assembled, in such mode, as they shall direct and appoint.

PROVIDED Nevertheless that the said Delegates shall not subscribe and ratify the said Alteration on behalf of this State, nor shall this Act take effect, ~~nn~~till each of the Thirteen States shall also have adopted the same, and authorize their Delegates in Congress to subscribe and ratify the same in due form; so that the said alterations when subscribed and ratified as aforesaid by each of the Thirteen States, may, and the same is hereby declared on the part of the State, thereafter to be and remain a part of the said Instrument of Confederation and perpetual Union between them irrevocable but in the Mode therein Pointed out.

By order of the House.

WM.. GIBBONS. Speaker.

Augusta 13th
February 1786

(State

(State Archives.)

AN ACT

directing the appointment of Delegates to represent this State in the Congress of the United States. —

WHEREAS by the fifth of the articles of Confederation and perpetual Union of the United States, it is agreed that for the more convenient management of the General interest of the United States, Delegates shall be annually appointed in such manner as the Legislature of each State direct, to meet in Congress on the first Monday in November, in every year with a power reserved to each State to recal its Delegates, or any of them, at any time within the year, and to send others in their stead for the remainder of the year.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met and by the Authority of the same, that the Delegates for this State to the Congress of the United States shall be chosen at the Annual Meeting of the general Assembly to serve in Congress for one year, to commence on the first Monday in November next ensuing the time of their appointments; And when vacancies shall happen by removal or resignation of any of the said Delegates within the

years,

year, others shall be appointed in their stead, to serve only for the remainder of that year;— three of the Delegates so appointed are hereby required to attend in Congress during their Session, the voice of two, or a Majority of those who are present to be considered the vote of this State, and shall be furnished with seperate Commissions or credentials under the Seal of the State particularly specifying the time for which he was appointed; any Law or usuage to the Contrary notwithstanding.

By order of the House

WM GIBBONS, Speaker.

Augusta 13th
February 1786.

(State Archives.)

A N A C T *for the better regulation of the districts for holding Courts of Conscience in this State.*

WHEREAS the different Counties in this State are extensive and populous, and the ease of the Inhabitants requires there should be distinct and seperate districts for the holding Courts for the recovery of small debts and damages, it often happening that one and the same

same person, in those Counties which have more than one Court of Conscience is summoned to attend at two Courts, in one day, and by reason thereof is made liable at each to the penalty for non-attendance.

BE IT ENACTED by the Freemen of the State of Georgia, in general Assembly met, and by the authority of the same, that from and immediately after the passing of this Act, the Courts of Conscience in the different Counties of this State shall be divided into Districts, in every County, to be laid out as herein after follows; that is to say, with such Bounds, lines and marks as the Majority of the Assistant Judges of each County may think most proper and convenient for its inhabitants.—

AND BE IT FURTHER ENACTED, that from and after the laying out such districts, as aforesaid, a person living in either or any of such Districts, shall not be liable to be sued or impleaded for small debts or damages in any other but that which he lives or resides in, nor be compelled or fined for non-attendance as a juror. And each of the said Courts of Conscience in its particular district is hereby vested with, and shall and may exercise all such powers and authorities as are given to any Court of Conscience, in and by An Act of Assembly made the 24th. day of April 1760, entitled "An Act for the more easy and speedy recovery

recovery of small debts and damages,"— and in and by the several Acts and parts of Acts of Assembly, made to explain, amend, and enlarge such first mentioned Act.

By order of the House.

WM GIBBONS, Speaker.

Augusta 13th.
February 1786.

(State Archives.)

AN ACT *to repeal some part of the Superior Court Act, and for other purposes therein mentioned.* —

BE IT ENACTED by the representatives of the freemen of the State of Georgia in general Assembly met and by the Authority of the same, that from and immediately after the passing of this Act there shall be four assistant Justices in each County whose powers shall be equal in transacting public business, and they, or a Majority of them are hereby fully impowered to continue each Sessions of the Superior Court in the respective Counties, to which they belong, for any term not exceeding twenty Juridical days.

AND BE IT ENACTED by the authority aforesaid

aforesaid that all process and writs returnable to the Superior Court of a civil nature shall be signed and issued by the Clerk of the County where subject to be tried who shall state the nature of the plaintiffs complaint, allegation, or demand, in the summary way pointed out by the Superior or Circuit Court Act, to which no exception shall be allowed, or taken; and any Clerical mistake or omission, not affecting the real merits of the case, may be amended on Motion, in Court before trial, without any additional Costs.

AND BE IT ENACTED by the authority aforesaid that the Clerks of the respective Courts, shall make out, sign and issue Executions under their hands and seals, for all debts or damages, recovered in the said Courts, which may be levied on the property or person of the party cast, in any County of this State, until the amount thereof is satisfied. And in all cases where security shall be given with intent to stay the levy of Execution the Costs of suit shall be previously paid; and the acknowledgement of such security shall be entered in the Clerks books within ten days after obtaining Judgment aforesaid, which shall bear interest until Satisfied; and the Security so given, and his her or their effects shall be equally subject with the first debtor, or Debtors to satisfy such Judgment, interest and Sheriffs fees.

AND

AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Clerks of the Superior Courts shall keep fair and regular Dockets of the Court business, which shall be signed by the presiding Judges on the Bench as far as the same may be gone through, prior to the adjournment. And the Clerks of the Superior Court shall respectively previous to their entering on the Execution of their Offices, give Bond and sufficient Security in the Sum of two thousand pounds for the due performance of the trust reposed in them.

AND BE IT ENACTED that no Costs attending any Action in the Superior or special Court shall before Judgment exceed the sum of *three pounds;* which shall be divided in the following manner that is to say *fifteen Shillings* to the Chief Justice *fifteen Shillings* to the Sheriff *twenty Shillings* to the Clerk and *ten Shillings* to the Attorney. —

AND BE IT FURTHER ENACTED by the authority aforesaid, that all and every part of the Superior Court Act, or any other Act or Law of this State now in force which shall or may be contradictory or repugnant to the true intent and meaning of this Act, or any part thereof, shall be and the same is hereby Declared to be fully repealed. PROVIDED THAT nothing herein contained shall be construed to invalidate or extend to the Injury of any process

cess or other writ already brought or depending in any of the Superior Courts of this State.

AND BE IT ENACTED by the authority aforesaid that the Senior Justice in each County shall issue his Warrant annually to not less than seven of the Justices of their respective Counties, to meet at the place appointed by Law, for building the Court House and jail, within thirty days after the adjournment of the March circuit Court and the Justices so summoned, or not less than five of them being met, shall have full power and authority to enquire into the number and circumstances of the poor of the poor of the County, bind out Orphans, and other children that have not a comfortable subsistance or ability to procure an English Education, to some Mechanic trade or other Lawful occupation; and appoint fit and discreet persons as overseers of the poor. And the aforesaid Justices shall have power to levy a tax not exceeding *Six Pence* on every hundred pounds value, of all taxable property belonging to the residents, in their respective Counties, which shall be collected by the Sheriff of the County, in such manner and way as the said Board of Justices shall direct. And in case any person or persons shall neglect or refuse to pay the aforesaid Tax, when thereunto required it shall and may be lawful, and the Sheriffs of the different Counties are hereby required to distrain for the same, in like

like Manner as they would do in Collecting the general tax, and shall have the like Commissions therefor. And the Monies arising from the aforesaid tax shall be paid into the hands of the Senior Justice in each County, to be applied at the discretion of the Board of Justices for the relief of the poor of the County, who are not otherwise provided for by the Legislature, And in case a surplusage should remain in the hands of the Senior Justices after provision made for the poor, the same shall be laid out by the aforesaid Board of Justices, in building and keeping in repair the Court houses, Jails, Pillories and Stocks in their respective Counties; and such buildings and repairs shall at all times be let to the lowest bidder.

AND BE IT FURTHER ENACTED by the authority aforesaid, that if the Senior Justice shall neglect to issue his Warrant as aforesaid, or shall neglect or refuse to meet himself, agreeable to this Act, he shall forfeit and pay for every such offence the sum of five pounds with costs of suit to be recovered in a summary manner, in the Court of Conscience, which shall be applied to the same purposes as the Tax to be levied under and by virtue of this Act.

By order of the House.

WM GIBBONS, Speaker.

Augusta 13th.
February 1786.

(State

(State Archives.)

AN ACT *to provide for the payment of the quota of this State on past Requisitions of Congress, for which no provision has been made by Law.*

WHEREAS in the Requisition of Congress of September the twenty-seventh, this State is called upon to pay into the common treasury, on or before the first day of May next, thirty-two thousand and sixty Dollars for the services of the year one thousand seven hundred and eighty five.

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met, and by the authority of the same, that the Treasurer of this State pay into the office of Continental loans the sum of thirty two thousand and sixty dollars out of the Monies appropriated to that purpose by the Revenue law of the present Session, in the manner pointed out by the said Requisition.

AND BE IT FURTHER ENACTED by the authority aforesaid that the sum of twelve thousand four hundred and fifty two dollars due on the Requisitions of April the twenty seventh, one thousand seven hundred and eighty four; also the sum of fourteen thousand four hundred dollars due on the Requisition of September the fourth one thousand seven hundred

dred and eighty two be paid by the Treasurer to the Continental Loan Officer, as pointed out by the said Requisitions out of the Monies which he may receive for that purpose from the Commissioner appointed to manage the funds appropriated to the federal debt by a Resolve of this present session for the appointment and Office of the said Commissioner. W. G.

AND BE IT ENACTED by the authority aforesaid that a further sum of Sixteen thousand and thirty dollars per annum shall be paid by the Treasurer as aforesaid out of the said last mentioned fund agreably to a Requisition of April the eighteenth, one thousand seven hundred and eightly three, for the appointment of a supplementary fund.

AND BE IT FURTHER ENACTED by the authority aforesaid that the Treasurer of this State shall transmit to the board of Treasury of the United States a Monthly abstract of all monies paid on account of this State to the Commissioner of the Continental Loan Office, distinguishing the dates and amounts of the respective payments, and the sums paid in actual Money from those in interest Certificates.

By order of the House;

WM. GIBBONS, Speaker.

Augusta 13th:
February, 1786.

(State

(State Archives.)

To repeal an Act entitled an "Act for inflicting penalties on and confiscating the Estates of such persons as are therein declared guilty of Treason and for other purposes therein mentioned" so far as the same relates to the banishment of Simon Munro.

. . . . . .

Augusta 13th Febr 1786.

(See Revolutionary Records of Georgia, Vol. I. p. 615.)

(State Archives.)

An Act to vest Congress with certain powers for the protection of commerce.

WHEREAS the United States in Congress assembled, by their act of the thirtieth day of April one thousand seven hundred and eighty four did recommend to the several States to vest the United States in Congress assembled for the term of fifteen years with the power to prohibit any Goods, Wares, or merchandise, from being imported into or exported from any of the United States in vessels belonging

to

to or navigated by subjects of any power with whom the United States shall not have formed treaties of Commerce.

AND WHEREAS the Interests of these United States require that the said States in Congress assembled should be vested with powers competent to the protection of Commerce therefore

BE IT ENACTED by the Representatives of the freemen of the State of Georgia in General Assembly met, and it is hereby enacted by the authority of the same, That the United States in Congress assembled, be, and they are hereby vested for the term of fifteen years to commence on the day that the United States in Congress assembled shall begin to exercise the said powers with power to prohibit the importation into, or exportation from any of the said United States of any, Goods, wares or merchandise in any vessel or vessels belonging to, or navigated by the subjects of any power with whom the said States shall not have formed treaties of Commerce; and also to prohibit during the term aforesaid the subjects of any foreign State, Kingdom or Empire, unless authorized by treaty from importing into the United States any Goods, Wares, or merchandise which shall not be the produce or manufacture of the Dominion of the Sovereign whose subjects they are.

PROVIDED

PROVIDED ALWAYS that to any Act in the execution of the authorities hereby granted to the United States in Congress assembled the assent of nine States shall be necessary, and that it shall not extend or be construed to extend to prohibit the importation of Negroes anything herein contained, to the contrary thereof not withstanding.

And also provided that this Act shall not operate in any respect whatever, until the other twelve States have substantially complied with the before mention recommendation of Congress and shall have passed laws for that purpose.

By order of the House

WM GIBBONS, Speaker.

Augusta the second day of
August, one thousand seven
hundred and eighty six.

(State Archives.)

An Act to Regulate Taverns and to Suppress vice and immorallity.

WHEREAS the regulating of Taverns heretofore hath been found inadequate to the purposes for which they were Instituted, Tipling houses

houses therefore being erected by Idle and disorderly persons which are generally frequented by Gambling and other profane persons, — which tends to the Corruption of youth and the prejudice of Virtue, for remedy whereof be it therefore enacted by the representatives of the freemen of the State of Georgia in General Assembly met and by Authority of the same that every person here after intending to set up or keep a tavern or House of Publick entertainment, Shall first petition the Superior Court for the County wherein such tavern is intended to be kept and obtain a Licence for keeping the same and the Court to whom such petition shall be exhibited shall thereupon consider the convenience of the place proposed and the ability of the Petitioner to provide and keep good and sufficient Houses Lodgings and entertainment for travellers, their Servants and Horses, Thereupon the Court shall grant the petitioner a Licence to keep a tavern for the term of One Year next ensuing the date of such Licence which Licence shall be signed by the presiding Judge of such Court provided the Court shall consider the petitioner qualified and of ability to keep a tavern— The Court shall at the Issueing of such Licence cause the Petitioner to give bond to his Honor the Governor for the time being and his Successors in Office with two Securities for the sum of fifty pounds Conditioned for their Observing such Rates and regulations as may from time to time be

given

given them by the said Court— And for every such Licence the Petitioner shall pay to the Clerk of such Court the sum of ten pounds if he lives in a Town or within four miles thereof, and three pounds for all others, which shall be delivered by him to the publick Treasurer of the State as soon as may be. AND BE IT FURTHER ENACTED by the Authority aforesaid, that the Superior Court shall at the Close of the Sessions or within twenty days thereafter fix the rates and prices which shall be paid at taverns for Liquors diet Lodging provinder Stablage and pasturage and every tavern keeper shall within twenty days after the rates so set Obtain of the Clerk of the said Court, a fair table of such Rates, which shall be set up in some conspicuous part of each tavern and there kept untill the rates shall be again set by the Court—then a Copy thereof shall be again so Obtained, and kept from time to time under the penalty of ten shillings per day untill such tavern keeper shall obtain such rates and place them up as aforesaid, and if any tavern keeper shall demand take or receive greater prices for any Liquors diet Lodging, Forage or pasturage than by such rates shall be Allowed he shall forfeit and pay for every such Offence the sum of five pounds to the Informer, recoverable with Costs in any Court of Record of the County wherein such tavern shall be kept— AND BE IT FURTHER ENACTED by the Authority aforesaid that if any person

person shall presume to keep a tavern or retail Spirituous Liquors in any House or other place Whatsoever without Licence Obtained as Aforesaid, Any person so Offending shall forfeit the sum of ten pounds one half to the Informer and the other half to the State recoverable as Aforesaid. PROVIDED ALWAYS that nothing in this Act Contained shall extend or be Construed to prohibit any merchant or other person keeping Store or Merchandize for Sale from retailing Liquors so as the same be not less that One quart and provided such liquors be not drank or intended to be drank at the house or store where the same shall be sold AND BE IT FURTHER ENACTED that if any tavern keeper shall permit or suffer any person or persons whatever to gamble or play at cards, dice, or Billards in his, her, or their tavern with an intention of Winning or loosing Money or other property or any other House to them belonging he she or they shall be Judged incapable of keeping a tavern, and for every such Offence shall forfeit to the use of the Informer the sum of five pounds recoverable as Aforesaid, AND BE IT FURTHER ENACTED that if any publick Officer shall take a profane Oath he shall forfeit the sum of five shillings for every such Offence and any other person or persons whatsoever not being a publick Officer for such Offence shall forfeit two Shillings and Six pence, . And any person convicted

victed in the Court of Conscience of trading with Slaves without a permit shall be liable to pay ten Pounds-

By order of the House

WM GIBBONS, Speaker.

Augusta 14th. August 1786

(State Archives.)

An act to enable the trustees of the Richmond academy to lease out the commons of Augusta, and for other purposes therein mentioned.

Preamble.

WHEREAS the clearing and cultivation of the flat lands southward of Augusta will contribute much towards preserving the health of the inhabitants, as well as add to the supplies of the town.

And Whereas it is represented that the said inhabitants are generally desirous that the commons should be leased, *Be it therefore enacted by the Representatives of the freemen of the state of Georgia in General Assembly met, and it is hereby enacted by the authority of the same,* That from and immediately after the passing of this act, it shall and may be lawful

ful for the trustees of the Richmond academy, to lease out any part, or the whole of the said commons, in lots not exceeding five acres for any term not exceeding seven years, the rent of which to be considered as part of the funds of the said academy.

Trustees of Richmond academy authorised to lease out the common of Augusta in five acre lots for seven years.

2. AND BE IT FURTHER ENACTED, That the said trustees shall be also empowered to lay out and sell the public land on the lower part of the town, in lots of any size less than an acre, upon such credit as they may deem proper; as well as another row of lots on the common to the south of, and adjoining the same; and that the sales of lots heretofore made, of more or less, than an acre, be confirmed. And the said trustees are hereby directed to proceed to sell again, all such lots as shall not be complied for, agreeable to an act of assembly, within twelve months from the passing of this, and the express terms of sale.

To lay out and sell lots at the lower end of the town.

And a row of lots on the common to the south.

And to sell lots reverted to them.

3. *AND BE IT FURTHER ENACTED by the authority* aforesaid, That the said board shall have power to carry into execution in the town of Augusta, the same regulations and powers as the commissioners of the town of Savannah, may lawfully do there, and that two members be added to the board of trustees for said academy.

To make the same regulations in Augusta, as the commissioners of Savannah may make there.

WILLIAM GIBBONS, *Speaker.*

Augusta, August 14, 1786.

(State

(State Archives)

An Act to prevent felons, transports from other states, coming into or residing in this.

Felons, transported from other governments, ineligible to any office or privilege of a freeman in this State.

BE IT ENACTED *by the freemen of the State of Georgia, in General Assembly met, and by the authority of the same.* In order to prevent the dangerous evils arising from communication with felons, transported from other States or nations, whereby the morals of many, who would otherwise be good citizens, may be corrupted, That from and immediately after the passing this act, no person or persons, felons from other countries, transported or banished for any crime or charge whatever, shall be eligible to any post or office of trust or profit, or be otherwise entitled to any of the privileges, immunities or liberties of a freeman or freemen of this State; and on proof of the same by one legal evidence, or by the authentic certificate, under seal, of any state, nation, corporation or court, from whence he, she or they may be banished or transported, such felon or felons shall be, by warrant and mittimus under the hand of the chief justice of the State, or one of the justices of the court where such proof shall be established, committed to the common jail of the county, without bail or mainprize, there to remain until a convenient opportunity may be procured by the honorable the—executive, to ship or otherwise send off such felon or felons,

To be committed to jail, and shipped or sent off.

from

from and without the limits of this State, never thereafter to return. And in case such felon or felons should, after such shipping or sending off, return within the limits of the same, he, she or they, shall on conviction, suffer death without benefit of clergy: *Provided nevertheless,* on such first proof of transportation, such offender or offenders charged as felons as aforesaid, shall not be debarred from the right of trial by by jury, and shall be allowed every right of evidence to counteract such proof.

To suffer death upon returning.

Proving.

By order of the House,

WILLIAM GIBBONS, *Speaker.*

Augusta, February 10, 1787.

(State Archives.)

An act for better regulating the town of Savannah, and the hamlets thereof.

1. WHEREAS the town of Savannah and the hamlets thereof require regulation, *Be it enacted by the freemen of the state of Georgia in General Assembly met, and by the authority of the same,* That the said town and hamlets be divided into seven wards, the town as usual to consist of six, viz. Percival, Derby, Anson, Reynolds, Heathcote and Decker wards, and the

Savannah and its hamlets divided into seven wards.

the hamlets of Ewensburgh and Yamacraw, shall constitute the seventh, and be known by the name of Oglethorpe's ward.

2. *And Be It Further Enacted by the authority aforesaid,* That on the first Monday in March annually, and every Year, the proprietors of lots or houses within the said wards who shall be of the age of twenty one years and upwards shall meet at the Court house of the said town, and under the directions of two or more magistrates, proceed to ballot for a warden for each ward, who shall also be a proprietor of a house or lot within the limits of the town or hamlets as aforesaid, and the wardens so chosen or a majority of them shall meet on the Monday next following and elect by ballot out of their own body a person to Act as president of the board, and they shall also appoint a clerk and such other Officers as may [be] deemed necessary to carry this Act into execution.

Power of the wardens, &c.

3. *And Be It Further Enacted by the authority aforesaid.* That the wardens so chosen shall have full power and authority to make such bye-laws and regulations, and to inflict or impose such pains, penalties and forfeitures, as shall be conducive to the good order, and government of the town and hamlets as aforesaid: *Provided,* that such bye-laws, and regulations, be not repugnant to the laws and constitution of this state.

4.

To make assessments and raise all necessary money.

4. *And Be It Further Enacted by the authority aforesaid,* That it shall and may be lawful, for the said wardens or a majority of them, yearly and every year, or oftener if casion may require, to make, lay, and assess one or more rate or rates, assessment or assessments, upon all and every person or persons who do or shall inhabit, hold, use or occupy, possess or enjoy, any lot, ground, house or place, building, tenement or hereditament in any square, street or place, within the limits of the town of Savannah or hamlets as aforesaid, for raising such sum or sums of money as the said wardens or a majority of them shall in their discretion judge necessary for, and towards carrying this act into execution: and in case of refusal or neglect to pay such rate and assessment, the same shall be levied and recovered in manner as herein after directed, *Provided,* That no such rate and assessment shall be appropriated to the paying of the president or wardens for their services, but that they shall serve in their said appointments without fee or reward.

President and wardens to serve without fee.

To rent or lease all lots & sixteen acres called the Spring and the Vendue-house.

5. *And Be It Further Enacted by the authority aforesaid,* That the wardens to be chosen under this act, or a majority of them, are hereby vested with full power and authority to let, lease, or rent at public sale, any lot or lots of land including the lot of land containing sixteen acres, called the Spring, westward of

of the said town of Savannah, and the building commonly called the Vendue-house, and the monies arising therefrom shall be applied by the said board of wardens, to carrying this act into execution.

Recovery of assessments, fines and forfeitures.

6. AND BE IT FURTHER ENACTED *by the authority aforesaid.* That all rates and assessments, pains, penalties, and forfeitures, laid or incurred under this act, shall be levied and recovered by warrant of distress and sale of the offender's goods, under the hands and seals of the said president, or wardens, or a majority of them, or by warrant under the hand and seal of any justice of the peace for the county of Chatham.

Account of expenditures to be published monthly.

7. *And Be It Further Enacted by the authority aforesaid,* That the said president and wardens, by their clerk shall publish in the Georgia gazette monthly and every month, an account of the expenditures of all monies which they shall receive by virtue of this act, for the information of said town and hamlets.

Boundary of certain lots to be established by the president and board of wardens.

8. *Whereas* it appears by the petition of a number of persons owning wharf lots in the said town of Savannah, that the boundary of the back part of said lots fronting the Bay-street of said town, was established by a law passed under the British government, and a plan

plan thereof was recorded in the surveyor general's office of the state, (then province) which plan was lost during the late war, in consequence of which the owners of said lots are put to great difficulty in placing their buildings: *Be it enacted by the authority aforesaid.* That the president and board of wardens, appointed under this act, are fully empowered to fix the boundary of said lots, in such manner as to them may appear just and equitable; and that a plan thereof be recorded in the surveyor general's office, and also in the office of the clerk of the county of Chatham.

Plan thereof to be recorded.

9. *And Be It Further Enacted.* That the said board of wardens shall have full power to regulate the public docks between the wharfs so as to prevent the injury which is now done to the navigation of the said river, by the docks being open.

Board of wardens to regulate the public docks.

10. *And Be It Further Enacted by the authority aforesaid.* That the wardens appointed under this act, shall have, and are hereby vested with the powers and authority of justices of the peace within the town and hamlets aforesaid.

Are justices of the peace.

11. *And Be It Further Enacted by the authority aforesaid,* That all former laws heretofore passed for the better regulation

Repealing clause.

tion of said town and hamlets thereof be, and the same are hereby repealed.

WILLIAM GIBBONS, *Speaker.*

Augusta, February 10, 1787.

(State Archives.)

An act for taking certain persons out of the act of confiscation and banishment, as far as respects the banishment of the persons therein named, and other purposes therein mentioned.

. . . . . .

Augusta, February 10, 1787.

(See Revolutionary Records of Georgia, Vol. I, p. 616.)

(State Archives.)

An act for vesting certain property in Philip Hornby, in right of his wife, Henrietta Hornby, formerly Henrietta Goldsmith, widow

widow of Thomas Goldsmith, deceased, a person named in the act of confiscation and banishment.

. . . . . .

Augusta, 10th February, 1787.

(See Revolutionary Records of Georgia, Vol. I, p. 617.)

(State Archives.)

An act for vesting the estates, real and personal, unsold, of Henry Sharp and Matthew Moore, in the hands of their respective children.

. . . . . .

Augusta, 10th February, 1787.

(See Revolutionary Records of Georgia, Vol. I, p. 619.)

(State

(State Archives.)

An act for repealing certain parts of the act of confiscation and banishment.

. . . . . .

February 1, 1788.

(See Revolutionary Records of Georgia, Vol I, p. 620.)

(State Archives.)

An act to vest certain property in Anne Stewart.

. . . . . .

February 1, 1788.

(See Revolutionary Records of Georgia, Vol. I, p. 621.)

(State

(State Archives.)

An act to vest certain property in Rachel Johnston and her children.

. . . . . .

December 8, 1789.

(See Revolutionary Records of Georgia, Vol. I, p. 622.)

(State Archives.)

An act to repeal an act entitled "An act for inflicting penalties on, and confiscating the estates of such persons as are therein declared guilty of treason, and for other purposes therein mentioned," so far as respects the banishment of Doctor Thomas Taylor, Absolom Wells, Cordy Sharp, Benjamin Fox, William Powell and John Johnson.

. . . . . .

December 8, 1791.

(See Revolutionary Records of Georgia, Vol. I, p. 623.)

(State

(State Archives.)

An act for the relief of the heirs and representatives of Alexander Inglis deceased.

. . . . . .

December 8, 1792.

(See Revolutionary Records of Georgia, Vol. I, p. 624.)

(State Archives.)

An act for the relief of John Furlow, one of the persons named in the act of confiscation and banishment.

. . . . . .

December 25, 1794.

(See Revolutionary Records of Georgia, Vol. I, p. 265.)

(State Archives.)

An act, to repeal the act entitled "An act for inflicting penalties on, and confiscating the estates of such persons as are therein declared

clared guilty of treason, and for other purposes therein mentioned," passed the twenty-second day of May one thousand seven hundred and eighty-two, as far as respects the representatives of Donald M'Leod, deceased, George Weekly and Thomas Waters.

. . . . . .

December 29, 1794.

(See Revolutionary Records of Georgia. Vol. I, p. 626.)

(State Archives.)

An act for the relief of the heirs of Simon Munro, Deceased.

. . . . . .

February 8, 1797.

(See Revolutionary Records of Georgia, Vol. I, p. 627.)

(State

(State Archives.)

An act to repeal an act, entitled "An act for inflicting penalties on and confiscating the estates of such persons as are therein declared guilty of treason and for other purposes therein mentioned," so far as relates to the banishment of William Oates and John Henderson.

. . . . . .

February 10, 1797.

(See Revolutionary Records of Georgia, Vol. I, p. 628.)

(State Archives.)

An act to repeal an act, entitled, "An act for inflicting penalties on certain persons therein named," so far as respects the banishment of John Johnson.

. . . . . .

February 7, 1799.

(See Revolutionary Records of Georgia, Vol. I, p. 629.)

(State

Enoch James, William Dargan, Christopher Frederick Triebner.

(State Archives.)

An act to grant certain privileges to Enoch James, and others, the legal representatives of William Dargan, late of Burke county, deceased.

. . . . . .

November 25, 1800.

(See Revolutionary Records of Georgia, Vol. I, p. 629.)

(State Archives.)

An act to repeal an act for inflicting penalties on certain persons therein named, so far as respects the punishment of Christopher Frederick Triebner.

. . . . . .

December 5, 1800.

(See Revolutionary Records of Georgia, Vol. I, p. 630.)

(State

(State Archives.)

AN ACT

To repeal an Act, entitled "An Act for inflicting penalties on, and confiscating the Estates of such persons as is therein declared guilty of Treason, and for other purposes therein mentioned," so far as respects the banishment of Thomas Skinner, and John A. Frymout.

. . . . . .

December 1, 1801.

(See Revolutionary Records of Georgia, Vol. I, p. 631.)

(State Archives.)

AN ACT

To amend an Act, entitled "an Act inflicting penalties on and confiscating the Estates of such persons, as are therein declared guilty of Treason, and for other purposes therein mentioned," so far as relates to the banishment of Josiah Tattnall.

. . . . . .

December 4th, 1801.

(See Revolutionary Records of Georgia, Vol. I, p. 632.) (State

John Boykin, Jr.

(State Archives.)

AN ACT

To repeal an act entitled "An act for inflicting penalties on, and confiscating the estates of such persons as are therein declared guilty of treason, and for other purposes therein mentioned, so far as relates to the banishment of John Boykin, sen'r.

. . . . . .

December 5, 1805.

(See Revolutionary Records of Georgia, Vol. I, p. 632.)

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